



The Florida Metropolitan Planning Organization Advisory Council

*Commissioner Nick Maddox
Chair*

MPOAC Staff Directors' Meeting

Date: Tuesday, April 30, 2019
Time: Noon – 2:30 p.m.
Location: Orlando Airport Marriott Lakeside
7499 Augusta National Drive, Orlando, FL 32822

Vice-Chair Lois Bollenback, Presiding

- 1. Call to Order & Pledge of Allegiance**
- 2. Approval of Minutes: January 30, 2019 Meeting**
- 3. Public Comments (non-agenda items)**
- 4. Executive Director's Report**
 - A. UPWP Report**
 - B. 2019 Legislative Update**
- 5. Agency Reports**
 - A. Florida Department of Transportation**
 - B. Federal Highway Administration**
- 6. Business Items & Presentations**
 - A. Approval of Consensus Document for TPM**
 - B. Consolidated Planning Grant**
 - C. Freight Committee Project Priority List**
 - D. MPOAC Executive Director Performance Review**
 - E. FDOT Presentation of Roundabouts**
- 7. Communications**
- 8. Member Comments**
- 9. Adjournment**

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

The needs of hearing or visually impaired persons shall be met by contacting the Council sponsoring such meeting at least 48 hours prior to the meeting. Please contact Brigitte Messina at (850) 414-4037 or by email to brigitte.messina@mpoac.org.

Item Number 1

Call to Order & Pledge of Allegiance

DISCUSSION:

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

REQUESTED ACTION:

None

ATTACHMENT:

None

Item Number 2

Approval of Minutes: January 30, 2019

DISCUSSION:

Review and comments from members.

REQUESTED ACTION:

Approval of Meeting Minutes from the January 30, 2019 meeting of the MPOAC Staff Directors' Committee Meeting.

ATTACHMENT:

January 30, 2019 MPOAC Staff Directors' Committee Meeting Minutes.

**Florida MPO Advisory Council
Meeting of the Staff Directors
January 30, 2019
Orlando, Florida
Draft Meeting Minutes**

• **ATTENDANCE**

STAFF DIRECTORS IN ATTENDANCE:

Greg Stuart, Chair, Broward MPO
Lois Bollenback, Vice Chair, River to Sea TPO
Mary Beth Washnock, Bay County TPO
Greg Slay, Capital Region TPA
Gary Harrell, Charlotte County - Punta Gorda MPO
Eric Ortman, Collier MPO
Austin Mount, Florida-Alabama TPO
Whit Blanton, Forward Pinellas
Michael Escalante, Gainesville MTPO
Pat Steed, Heartland TPO
Steve Diez, Hernando/Citrus MPO
Beth Alden, Hillsborough MPO
Phil Matson, Indian River County MPO
Michael Woods, Lake-Sumter MPO
Donald Scott, Lee County MPO
Beth Beltran, Martin MPO
Gary Huttman, MetroPlan Orlando
Aileen Bouclé, Miami-Dade TPO
Jeff Sheffield, North Florida TPO
Dawn Schwartz, Okaloosa-Walton TPO
Nick Uhren, Palm Beach TPA
John Villeneuve, Pasco County MPO
Tom Deardorff, Polk TPO
Dave Hutchinson, Sarasota/Manatee MPO
Georganna Gillette, Space Coast TPO
Peter Buchwald, St. Lucie TPO

OTHERS IN ATTENDANCE:

Carl Mikyska, MPOAC
Brigitte Messina, MPOAC
Paul Gougelman, MPOAC General Counsel
Jeff Kramer, Center for Urban Transportation Research, USF

Christen Miller, Center for Urban Transportation Research, USF
Karen Brunelle, Florida Division, Federal Highway Administration
Cathy Kendall, Florida Division, Federal Highway Administration
Carmen Monroy, Florida Department of Transportation
Jim Martin, Florida Department of Transportation
Nick Lepp, MetroPlan Orlando
Jason Loschiavo, MetroPlan Orlando
Virginia Whittington, MetroPlan Orlando
Elizabeth Whitton, MetroPlan Orlando
Denise Bunnewith, North Florida TPO
Manny Lajmiri, Pasco MPO
Tina Mann, Polk TPO
Tricia Pichette, Polk County Communications
Al Garcia, Polk County Government Television
Jeff Branch, Florida League of Cities
Rohan Sadhai, ATKINS
Wiley Page, ATKINS
John Kaliski, Cambridge Systematics
Jim Wood, Kimley Horn

- **CALL TO ORDER**

Greg Stuart, Chair, Broward MPO, called the meeting to order at 12:23 pm. All stood for the Pledge of Allegiance.

- **APPROVAL OF MINUTES: JUNE 07, 2018 MEETING**

Gary Huttman, MetroPlan Orlando, moved to approve the minutes of the November 01, 2018 Staff Director's meeting. Pat Steed, Heartland TPO, seconded. The motion carried unanimously.

- **PUBLIC COMMENTS**

No public comments were made.

• EXECUTIVE DIRECTOR'S REPORT AGENCY REPORTS

A. UPWP REPORT

Mr. Carl Mikyska, MPOAC Executive Director, presented the UPWP Report showing expenditures and budget for the second quarter of state fiscal year 2019. Currently, the MPOAC is slightly over budget. However, Mr. Mikyska stated that the MPOAC would finish the fiscal year on, or slightly under, budget.

Mr. Mikyska shared a list of activities and accomplishments of the MPOAC from November 2018 through January 2019, including:

- The First Legislative Newsletter of 2019 was distributed.
- The MPOAC coordinated with the Florida League of Cities and presented twice to their Transportation Committee.
- The MPOAC worked with FDOT and FHWA to revise the Transportation Performance Measures Consensus Planning Document.
- The MPOAC Executive Director participated in FDOT/MPOAC Leadership meetings.

B. COMMITTEE UPDATE

The MPOAC adopted a Strategic Plan in April of 2016 and the plan directed staff to undertake a number of activities. Four working groups are discussed in the plan, covering the following topic areas:

- Complete Streets (originally Bicycle and Pedestrian).
- Noteworthy Practices (originally Best Practices).
- Training.
- Communications.

The MPOAC launched the Complete Streets Working Group and the Noteworthy Practices Working Groups in 2016. The Complete Streets Working Group completed their work plan during the 2018 calendar year and made a close-out presentation at the November 2018 MPOAC quarterly meeting. The 2019 work plan for the Noteworthy Practices Working Group was presented and included in the meeting agenda package (Item 4B). Building on their work during the previous year, the Noteworthy Practices Working Group will focus on sharing noteworthy practices from across the state in calendar year 2019 by having two MPOs present on projects/activities identified by the Working Group as a noteworthy practice. The remaining two Working Groups have not yet been launched.

The MPOAC has held regular meetings of the Freight Committee since 2013. The committee's main focus of the previous calendar year was developing a Freight Project Priority List to be used by FDOT while programming freight projects. Overall, the Freight Committee has submitted 37 projects from 16 MPOs for programming consideration. While none of the prioritized MPOAC projects were programmed in the FDOT Work Program, four projects prioritized by individual MPOs were funded. The Freight Committee intends to continue the prioritization process in 2019 and to update the selection criteria in an effort to improve the programming results.

C. 2019 LEGISLATIVE UPDATE

The Florida Legislative Session officially begins on March 05, 2019. Prior to the 60-day session, committees meet and bills are advanced through these committees. These pre-session meetings have begun and Mr. Mikyska has been providing the membership with an email update of the committee meetings as well as an overview on the transportation related bills being considered. Mr. Mikyska described a number of bills that the MPOAC will be following during the session, including:

- HB 71/SB 158 – Vulnerable Road Users: provides criminal penalties for a person who commits a moving violation that causes serious bodily injury to, or causes the death of, a vulnerable road user; outlines a variety of specific penalties.
- HB 75/SB 132 – Drones for Police: Expanded Uses of Unmanned Aircraft; permits use of drones by law enforcement agencies and other specified entities.
- HB 6003/SB 306 – Red Light Cameras: Traffic Infraction Detectors: repeals provisions relating to the installation and use of traffic infraction detectors to enforce specified provisions when a driver fails to stop at a traffic signal.
- HB 311 – Autonomous Vehicles: Autonomous Vehicles; exempts autonomous vehicles and operators from certain prohibitions; provides that a human operator is not required to operate fully autonomous vehicle; provides that an automated driving system is deemed the operator of autonomous vehicle operating with the system engaged; authorizes the Florida Turnpike Enterprise to fund and operate test facilities for autonomous vehicles; provides requirements for operation of on-demand autonomous vehicle networks; revises registration requirements for autonomous vehicles.
- HB 341 – Car and Railroad Crashes: Motor Vehicles and Railroad Trains; requires that, in event of a crash involving a railroad train, collection of certain information be at the discretion of law enforcement having jurisdiction to investigate the crash; specifies that certain persons are not considered passengers for the purpose of making crash reports.
- HB 385 – Related to Transportation: requires certain authority members to comply with financial disclosure requirements; limits levy of and revises authorized uses of

charter county and regional transportation system surtaxes; revises provisions relating to FDOT design plan approval, transportation project programs, toll collection and use, and membership for specific MPOs.

- HB 453 – Micromobility Devices and Motorized Scooters; authorizes county or municipality to regulate operation of micromobility devices and for-hire motorized scooters; authorizes county or municipality to require licensure; requires proof of certain insurance coverage; provides that regulation of micromobility devices and for-hire motorized scooters is controlled by state and federal law; provides that operator has all rights and duties applicable to a bicycle rider; exempts micromobility device or motorized scooter from certain requirements; provides that person is not required to have a valid driver license to operate micromobility device or motorized scooter; authorizes parking on sidewalks; removes requirements for sale of motorized scooters.
- HB 107/SB 76 – Texting and Driving: Use of Wireless Communications Devices while Driving; Revises legislative intent; prohibits a person from operating a motor vehicle while using a wireless communications device for purpose of nonvoice or voice interpersonal communication; removes the provision requiring that enforcement be accomplished only as secondary action.

A discussion took place about HB 453 – Scooter bill. Greg Stuart, Chair, Broward MPO, discussed geofencing (the creation of a virtual geographic boundary) in his area of Florida through the use of global positioning system (GPS) or radio-frequency identification (RFID) technology. He described how geofencing has not been perfected and how scooter riders are able to geofence slightly out of the designated areas. In addition, when scooters hit the geofencing line the vehicle turns off automatically, causing tires to lock up instantly creating unintended consequences including crashes. Other members shared their stories about scooters in their areas and agreed that the scooter bill is important to follow through the legislative process.

The Freight Committee recommended that a letter of support be submitted for three projects sponsored by FDOT for funding through the Infrastructure for Rebuilding America (INFRA) Grant Program. The three projects each appear in an MPO long-range transportation plan and are supported by an individual MPO.

Dave Hutchinson, Sarasota/Manatee MPO, moved to approve the Freight Committee's recommendation to the Governing Board to submit a letter supporting projects being submitted for federal INFRA Grant funding with FDOT's application to USDOT. Beth Alden, Hillsborough County MPO, seconded. The motion carried unanimously.

Mr. Mikyska made an announcement about the Transit Asset Management (TAM) targets. All MPOs need to send their information/documentation and any amendments to the

Transportation Improvement Program (TIP) and Statewide Transportation Improvement Program (STIP) to Mr. Mikyska or Mark Reichert, FDOT.

• AGENCY REPORTS

A. FLORIDA DEPARTMENT OF TRANSPORTATION

Ms. Carmen Monroy, Director, Florida Department of Transportation (FDOT), Office of Policy Planning, updated the members on FDOT activities as follows:

- Alex Gramovot is departing from FDOT. Erica Thompson is taking his position and FDOT will fill her empty position.
- The Office of Inspector General completed an audit of the metropolitan transportation process as managed by MPOs and FDOT: The Office of Inspector General serves as a central point for coordination of and responsibility for activities that promote accountability, integrity and efficiency in the Department of Transportation. They conduct audits, investigations and management reviews relating to the programs and operations of the agency.
 - Both the Lee County MPO and Capital Region TPA were audited.
 - The issue of car allowances was a topic that came up during the audit.
- File Transfer Protocol (FTP) update will kick off formally at TransPlex 2019. The program is in development.
- A new FDOT Secretary was appointed following a national search. Kevin J. Thibault, a former longtime FDOT employee, started work in January.
 - FDOT is continuing to receive comments from the MPOs on Transportation Performance Management (TPM) and the Consensus Planning Document.
- Ms. Monroy discussed the availability of transit related performance target resources including factsheets, model language, and a timeline document.
- The 2019 TransPlex save-the-date card was distributed.
 - The Transportation Planning Exchange (TransPlex) is a free three-day conference to be held at the Omni Jacksonville Hotel in Jacksonville, Florida on May 7-9, 2019.

A discussion took place about the Transportation Performance Measures Consensus Planning Document. Ms. Karen Brunelle, Federal Highway Administration (FHWA), clarified the timing, deadline and expectations for MPOs in regards to the Consensus Document. She stated that FHWA has not had significant time to review the revised document, but that FHWA noticed last year that MPOs experienced difficulties with timeline and the deadline. She said that FHWA is planning to have this resolved before they approve the next statewide Transportation Improvement Program (STIP) in October 2019. She suggested that the MPOs refrain from adopting the current document at this time.

B. FLORIDA DIVISION OF FEDERAL HIGHWAY ADMINISTRATION

Ms. Cathy Kendall, Federal Highway Administration, Florida Division, brought forward information on the following topics:

- There will be upcoming FHWA staff changes.
- Alternative Fuel Corridors nominations are due 1/31/19.
- The Planning Excellence Award nomination due date has been extended to 3/1/19.
- Responses to the Transportation Performance Measurement (TPM) Implementation Review Survey are requested by 2/11/19.
- New Safety Planning and Zero Deaths Vision Guidance were published 12/18.
- Better Utilizing Investments to Leverage Development (BUILD) Transportation Grant awards were announced 12/18 and included the following FL projects:
 - Jacksonville – Urban Core Riverfront Revitalization and Complete Streets (\$12.5 mill).
 - Jacksonville – Bay Street Innovation Corridor (\$12.5 mill).
 - Miami-Dade County – South Dade Transitway Park and Ride Improvements (\$9.5 mill).
- Infrastructure for Rebuilding America (INFRA) Grants Notice of Funding Opportunity – Applications due 3/6/19.
- Automated Driving System (ADS) Demonstration Grants Notice of Funding Opportunity – Applications due 3/21/19.

Ms. Karen Brunelle, Director, Office of Project Development, Federal Highway Administration (FHWA), Florida Division, presented on the results of the 2018 Transportation Management Area (TMA) Certifications Risk Assessment process and Transportation Performance Measurement (TPM).

She announced that there is a new website for TMA Certification Public Comments <https://www.fhwa.dot.gov/fldiv/tma.cfm>. Then she reviewed the results of the 2018 Florida TMA certification risk assessment process. She described the history for the process, stating that FHWA has been using risk in construction project oversight for over 10 years. FHWA has now formalized their business practices through internal division procedures and the 2014 FHWA risk based stewardship and oversight (RBSO) implementation memo. RBSO was applied at the project level and manifested through:

- Review of projects by location/funding level.
- Review of a topic area for selected projects through the state.
- PoDIs and PoCIs (Projects of Division or Corporate Interest).

Adapting that approach, the FL TMA certification risk assessment addresses risk at the program level versus the project level. It individualizes certification reviews instead of a one size fits all and provides a consistent approach to risk tolerance. The assessment works with traditional stewardship and oversight practices while still providing technical assistance.

Ms. Brunelle outlined differences that the MPOs can see as a result to the FL TMA certification risk assessment, including:

- A new appendix in the Certification Report.
- Streamlined Certification Report sections.
- Improvements in the timing and quantity of Certification Review questions.
- Shortened site visits.

Ms. Brunelle then presented a table quantifying the improved results attributed to the risk assessment approach including significant reductions in total hours spent on the process, the number of questions asked, the site visit length, and the length of the report.

Ms. Brunelle concluded her discussion of the Florida TMA certification risk assessment approach by outlining positive comments received from the MPOs and opportunities for improvement. She indicated that FHWA and FTA would review the opportunities for improvement and set up follow up action items, as appropriate.

Ms. Brunelle continued her presentation by providing an update on Transportation Performance Measurement (TPM):

- MPOs set their Bridge, Pavement and System Performance Targets on Nov. 14, 2018 and FDOT completed their first evaluation of facilities repeatedly requiring repair and reconstruction due to emergency events (23 CFR 667) on Nov. 23, 2018.
- FHWA provided feedback on draft TIP templates for PM1, PM2 and PM3 and on the draft System Performance Report Framework in Dec. 2018 and is currently reviewing the draft proposed statewide transportation improvement program (STIP) language associated with the transit asset management (TAM) performance measures.
- FHWA Florida division TPM webpage has been updated to include several recent presentations.
- Clarifying Implementation Requirements Associated with 23 CFR 667 in the form of Q&A's <https://www.fhwa.dot.gov/tpm/faq.cfm>.
 - FDOT must update the requirements every 4 Years.
 - FDOT is encouraged to consider the evaluation during FTP and STIP development and during the Environmental Review Process. MPOs are also encouraged to consider the evaluation during LRTP and TIP development.

- Beginning Nov. 23, 2020, evaluation must include all roads, highways and bridges eligible for assistance under 23 USC (except on Federal or Tribal lands).
- Final TAMP and MPO Coordination: Coordination is required with all National Highway System (NHS) asset owners. Each MPO has member jurisdictions with locally owned NHS assets (Non-Interstate NHS off the State Highway System).
- Currently: S/TIP Amendments Include TAM (Transit Asset Management) Targets, TAM Plans and Transit Related performance based planning and programming (PBPP) metrics.
- MPO must set their 2019 safety targets by Feb 27, 2019.
- Any S/TIP amendments made after May 20, 2019 must address bridge, pavement and system performance targets.
- FDOT must submit their final transit asset management plan by June 30, 2019.

● **BUSINESS ITEMS & PRESENTATIONS**

A. APPROVAL OF LEGAL SERVICES CONTRACT

Carl Mikyska presented the proposed Legal Services Agreement to the membership. Paul Gougelman serves as the legal counsel to the MPOAC and his one-year contract is renewed annually. The contract would be effective July 01, 2019. Mr. Gougelman presented the contract, which is similar to his previous contract.

Peter Buchwald, St. Lucie TPO, moved to recommend to the MPOAC Governing Board the approval of the contract for legal services provided by Paul Gougelman for the coming state fiscal year. Phil Matson, Indian River County MPO, seconded. The motion carried unanimously.

B. FLORIDA LEAGUE OF CITIES PRESENTATION

Mr. Jeff Branch, Legislative Advocate for Transportation and Intergovernmental Relations at the Florida League of Cities (FLC), described how the MPOAC and FLC had worked closely together during past legislative sessions on a number of issues important to both organizations. He also described how the FLC develops legislative positions relating to transportation and highway safety, aviation, affordable housing (and homelessness), billboards, building codes, charter schools, and veterans affairs through their Transportation and Intergovernmental Relations Committee.

Mr. Branch then presented an overview of issues the FLC will be following during the 2019 Florida Legislative Session and what concerns have been brought forward by their

membership. He described how the FLC is focused on “future proofing” our infrastructure, including transportation infrastructure, and on advancing Smart States/Smart Cities principles. A few areas in transportation he mentioned would be a focus during the 2019 session included a cell phone/hands free electronic devices while driving and electric scooters.

C. TRANSIT PLANNING GRANT

Greg Stuart, Chair, Broward MPO, tabled Item 6C, Transit Planning Grant, until the April 2019 meeting.

D. JACKSONVILLE DATA EXCHANGE

Jeff Sheffield, North Florida TPO, gave a presentation that highlighted North Florida TPO efforts in Smart Regions in the Jacksonville area. A comprehensive initiative including smart technologies deployment, signature regional projects, private sector engagement and venture capital investment, rollout of an Innovation Alliance capturing local tech companies and startups, and most importantly the development of a Regional Integrated Data Exchange will go live in February 2019.

Mr. Sheffield described their effort as a paradigm shift for how to address community challenges through the development of a new public utility (Integrated Data Exchange), creating a value proposition for private sector participation. Included in the agenda packet is a graphic highlighting the North Florida Smart Region Vision that brings to together the multiple facets of the approach that envisions eliminating fatalities, growing the region, providing more opportunities, reducing emissions, and improving system reliability.

A short discussion took place amongst members of the committee. Many expressed positive interest in the technology implemented in the Jacksonville area. Mr. Sheffield said that many of the technologies would be activate during TransPlex 2019 and that members could have a tour of the management center where the physical elements of the vision come together.

E. POLK TPO “PLEDGE TO SLOW DOWN” PSA SERIES

Tom Deardorff, Polk TPO, introduced the Pledge to Slow Down Campaign to further its goal of a future with zero traffic-related fatalities. Over 650 citizens have taken the pledge to date, and local outreach efforts continue to grow that number.

The public service announcements, produced in coordination with Polk County Government Television, include a series of five short (30-second) videos that were shown to members. The videos include following topics: Local Dignitaries Taking the Pledge; Speed Kills; Everyone is Someone’s Love One; Time to See and Stop; and Getting There Safe. The videos can be found on the Polk TPO website.

The pledge campaign is designed to be portable to other communities and MPOs are able to place their own logos and branding at the end of the videos. The Polk TPO staff offered to make the base videos available to other MPOs in Florida for free and to have the appropriate logos added at the cost of labor.

Beth Alden, Hillsborough County MPO, thanked the Polk TPO for their work and stated that the videos are great resources, noting that she and her staff point people toward the videos on the Polk TPO website as an example of the type actions an MPO can take to educate the public and advocate for safer behavior.

F. ELECTION OF OFFICERS FOR 2019

Greg Stuart, current chair of the Staff Directors’ Advisory Committee, relinquished the Chair position to Mr. Mikyska, MPOAC Executive Director, who introduced the election of officers – Chair and Vice Chair – for the MPOAC Staff Directors’ Advisory Committee. Mr. Mikyska noted for the record that the election was for a one-year term to begin immediately.

Beth Alden, Hillsborough County MPO, nominated Greg Stuart, Broward MPO, to serve as Chair. Peter Buchwald, St. Lucie TPO, seconded. Mr. Mikyska closed the nominations and called the question by unanimous acclamation.

Dave Hutchinson, Sarasota/Manatee MPO, nominated Lois Bollenback, River to Sea TPO, to serve as Vice Chair. Michael Escalante, Gainesville MTPO, seconded. Mr. Mikyska closed the nominations and called the question by unanimous acclamation.

• COMMUNICATIONS

N/A

• MEMBER COMMENTS

Dave Hutchinson, Sarasota/Manatee MPO, mentioned a memo released by Senate President Bill Galvano that combined the Transportation Committee and the domestic-security portion of

the Military and Veterans Affairs committee to form the new Infrastructure and Security Committee which will cover all matter related to security and transportation. It will be chaired by Sen. Tom Lee, R-Thonotosassa.

Greg Slay, Capital Region TPA, talked about car allowance requirements as previously mentioned by Ms. Karen Brunelle, FHWA, during her presentation on the FL TMA certification risk assessment process.

Peter Buchwald, St. Lucie TPO, recognized the senior board members. Phil Matson, Indian River County MPO, Greg Slay, Capital Region TPA, and Peter Buchwald, St. Lucie TPO.

• **ADJOURNMENT**

The meeting was adjourned at 2:58 p.m. The next meeting of the MPOAC Staff Directors will be held at noon on April, 30, 2019 at the Orlando Airport Marriot Lakeside, 7499 Augusta National Drive, Orlando, FL 32822. The MPOAC has reserved a block of rooms for \$135 per night.

The meeting notice will be sent out at least one month prior to the meeting date.

Item Number 3

Public Comments (non-agenda items)

DISCUSSION:

Recommendations or comments by the public.

REQUESTED ACTION:

As may be desired.

ATTACHMENT:

None

Item Number 4A

Executive Director's Report UPWP Report

DISCUSSION:

Mr. Carl Mikyska, MPOAC Executive Director, will be presenting the UPWP Report showing expenditures and budget for the third quarter of state fiscal year 2019 as well as a list of activities and accomplishments of the MPOAC from January through April 2019.

REQUESTED ACTION:

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

ATTACHMENTS:

1. UPWP Activities Report – January through April 2019.
2. MPOAC Budget Report – Third Quarter of State Fiscal Year 2019.
3. MPOAC Governing Board Job Description.

MPOAC Quarterly UPWP Report

January 2019 to April 2019

Task 1.1 – Administration

- Quarterly reports are on track.
- Met with the FHWA Planning Team Leader multiple times.
- Coordinating with CUTR, developed April MPOAC meeting content and materials.
- Prepared meeting minutes of the January MPOAC Governing Board and Staff Director's Committee Meetings.
- CUTR represented MPOAC at the January quarterly meeting of the MPOAC Governing Board and Staff Director's Committee Meetings.
- Ongoing task, payment of invoices, requisitions, travel vouchers and expenses of MPOAC – occurring quarterly.
- Participated in the Florida Greenways and Trails Foundation Meetings.
- Attended, and reported at, the quarterly meeting of the Florida Public Transportation Association.
- Worked with FDOT personnel about pursuing a Consolidated Planning Grant program for the Florida MPOs.
- Met one-on-one with Secretary Thibault.
- Attended the Safe Streets Summit in Miami, FL
- Attended the Emerald Coast Symposium in Navarre, FL
- Continue working with FHWA and FDOT to finalize the federally required Consensus Document for Transportation Performance Measures responsibilities.
- Attended and presented at the Tampa Bay TMA Leadership Committee in St. Petersburg, FL.
- Attended the Miami-Dade TPO Federal Quadrennial Certification Review.
- Attended the Broward MPO Federal Quadrennial Certification Review.
- Attended the Palm Beach TPA Federal Quadrennial Certification Review.
- Held a meeting of the MPOAC Executive Committee and conducted the annual performance evaluation of the MPOAC Executive Director.
- Hosted the January 30, 2018 meetings of the MPOAC Staff Director's Committee and the MPOAC Governing Board meetings.
- Participated in the NPMRDS webinar hosted by FHWA.
- Produced the agenda packages for the April 30, 2019 MPOAC Freight Committee, Noteworthy Practices Working Group, Staff Director's Committee and Governing Board meetings.
- Maintained and updated as necessary the MPOAC.org website.
- Created a "Job Description" of the role of an MPOAC Governing Board Member.

Task 2.1 – MPOAC Policy Positions

- Distributed glossy brochures of the policy positions to all members of the Florida Legislature.
- Participated in an AMPO Policy Committee phone call and several email requests.
- Met with Florida Legislative Senators and Representatives as well as their staff.
- Attended multiple Legislative Committee meetings and either testified or waived in support of several bills.
- Attended and actively participated in the Florida Association of Intergovernmental Relations luncheon meetings.
- Met with Staff of multiple legislative committees.
- Published the weekly MPOAC Legislative Newsletter each Saturday.

Task 2.2 – MPOAC Institute Training Activities

- Held the Orlando based MPOAC Weekend Institute for Elected Officials.
- Conducted the Florida Association of Counties MPO training in January as part of their CCC.
- Registered participants for both the Orlando and Tampa sessions of the MPOAC Weekend Institute for Elected Officials.

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

- Continued working with FHWA, Florida DOT and MPOs on the “Roles and Responsibilities” document and finalized the document.
- Participated in an AMPO Policy Committee phone call and several email requests.
- Have regularly met with, and coordinated with, the Florida DOT Forecasting and Trends Office regarding MPO customized performance measures.
- Met with staff from Florida League of Cities and Florida Association of Counties on multiple occasions.
- Actively participated in the Florida Association of Intergovernmental Relations (FAIR) legislative group.

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

- Attended, and participated in, FTP/SIS Implementation Committee Meeting at Florida DOT.
- Met multiple times with Florida DOT staff and contractors to work on transportation mobility measures and transportation performance measures for Florida’s MPOs.

Task 3.3 – Public Transportation, Environment & Community Planning

- Attended, and participated in, the Florida Greenways and Trails Foundation quarterly meeting and Executive Committee meeting. Met with the Treasurer and Executive Director several times.
- Met with the Deputy Secretary of the Florida Department of Environmental Protection.
- Attended and participated in the quarterly meeting of the Florida Public Transportation Association.

Task 3.4 – Safety, Operations and Management

- Coordinated with Florida DOT to plan and shape the upcoming Florida Metropolitan Planning Partnership meeting.
- Attended the Intermodal Systems Development Managers meeting at FDOT.
- Participated in the STIC Quarterly meeting with FDOT, FHWA and partners
- Coordinated with FDOT staff on the HPMS pavement data for MPO use.

Task 3.5 – MPOAC Strategic Plan and Implementation

- Produced the agenda and meeting materials for the April 30, 2019 meeting of the Noteworthy Practices Committee.
- Developed initial plans to launch additional working groups in coordination with the Chair of the Staff Directors Committee.

**Florida Metropolitan Planning Organization Advisory Council
FY 2018/2019 Budget
July 1, 2018 to June 30, 2019**

Category	Annual Allocation	1st Qtr Expenditures 7/1/18-9/30/18	2nd Qtr Expenditures 10/1/18-12/31/18	3rd Qtr Expenditures 1/1/19-3/31/19	4th Quarter Expenditures 4/1/19-6/30/19	Expenditures to Date	Remaining Balance
Salaries/Benefits	\$ 173,922	\$ 43,480	\$ 44,850	\$ 43,810		\$ 132,140	\$ 41,782
Expense	\$ 50,022						
Travel	\$ 20,000	\$ 4,694	\$ 5,648	\$ 3,361		\$ 13,703	\$ 6,297
Meetings	\$ 22,635	\$ 8,251	\$ 9,526	\$ 7,164		\$ 24,941	\$ (2,306)
Administrative	\$ 5,887	\$ 209	\$ 2,285	\$ 1,101		\$ 3,595	\$ 2,292
Membership Dues *	\$ 1,500	\$ -	\$ 500	\$ -		\$ 500	\$ 1,000
Contracted Services							
General Counsel	\$ 22,000	\$ 3,348	\$ 205	\$ 3,100		\$ 6,653	\$ 15,347
Transportation Planning							
Univ. South FL (CUTR)	\$ 92,500	\$ 13,750	\$ 13,750	\$ 13,750		\$ 41,250	\$ 51,250
MPOAC Institute	\$ 85,000	\$ 12,750	\$ 8,500	\$ 38,250		\$ 59,500	\$ 25,500
Strategic Plan							
Florida State University	\$ 5,000	\$ -	\$ -	\$ -		\$ -	\$ 5,000
Total Federal Funds	\$ 478,466	\$ 86,482	\$ 85,264	\$ 110,536		\$ 282,282	\$ 196,184
Advocacy Activities							
Local Funds	\$ 10,500	\$ -	\$ 453	\$ 3,900		4353	\$ 6,147
Total Budget	\$ 488,966	\$ 86,482	\$ 85,717	\$ 114,436		\$ 286,635	\$ 202,331

* FBT, FPTA

MPOAC Governing Board *Job Description*

What is the Florida MPO Advisory Council (MPOAC)?

The Florida Metropolitan Planning Organization Advisory Council (MPOAC) was created by the Florida Legislature (Section 339.175, F.S.) to augment, and not supplant, the role of the individual MPOs in the cooperative transportation planning process. The MPOAC represents the collective interests of Florida's 27 MPOs, and assists the MPOs in carrying out the urbanized area transportation planning process by serving as the principal forum for collective policy discussion.

What is the mission of the MPOAC?

The MPOAC mission, as outlined in the 2016 MPOAC Strategic Directions Plan, states that "The MPOAC improves transportation planning and education by engaging and equipping its members to deliver results through shared innovations, best practices, enhanced coordination and advocacy." The mission is supported by five guiding principles: that the MPOAC should 1) Maximize the role of the MPOAC in transportation policy, planning and education, 2) Serve as a state transportation leader and agent of positive change, 3) Empower and enable individual M/TPOs to do their jobs better, 4) Provide opportunities for MPOAC members (MPO elected officials and staff) to participate in committee and workgroup efforts to enhance the organization's mission and impact, and 5) Evaluate the MPOAC's organizational effectiveness in implementing the strategic goals, objectives and actions.

What does the MPOAC do?

The MPOAC provides a number of important services for Florida's MPOs, including collective decision-making, advocacy, and member education.

Collective Decision-Making – The MPOAC meets quarterly to discuss issues of mutual concern and, if deemed necessary, to take actions in support of the role of individual MPOs as the lead transportation planning agency in Florida's metropolitan areas. Participation by representatives from the Federal Highway Administration (FHWA) and the Florida Department of Transportation (FDOT) provide members of the MPOAC with the opportunity to engage those agencies directly on issues of mutual concern. The following is just a sample of the many actions and activities of the MPOAC:

- Directly participating in the development of statewide planning documents such as the Florida Transportation Plan, the Strategic Intermodal System Plan, and the Strategic Highway Safety Plan.
- Identifying the appropriate roles and responsibilities, in coordination with the FDOT, in the development of state and metropolitan performance targets in a variety of areas related to safety, mobility, and infrastructure condition.
- Collaboratively setting statewide guidance related to metropolitan long range transportation planning.
- Determining cooperatively with the state the formula used to distribute federal planning funds to the 27 MPOs in Florida.
- Developing a statewide freight corridors priority list to guide the FDOT in making programming decisions for discretionary federal freight project funds.

Advocacy – The MPOAC annually prepares legislative priorities and policy positions and develops initiatives to be advanced during Florida's legislative session. The MPOAC Executive Director actively monitors the legislative process in Tallahassee every year and works closely with partners such as the Florida Association of Counties and the Florida League of Cities to advocate on behalf of Florida's MPOs. He also prepares a legislative update which he emails to the membership every week during session.

The MPOAC is also very active as it relates to federal transportation legislation and rule making. The MPOAC a participates in the activities of the national Association

MPOAC GOVERNING BOARD JOB DESCRIPTION

of MPOs (AMPO) and the National Association of Regional Councils (NARC) in Washington D.C. and works with other stakeholder groups to help shape national policy regarding metropolitan transportation issues, frequently providing written responses to notices of proposed federal rulemaking.

Member Education – The MPOAC sponsors the MPOAC Weekend Institute for Elected Officials, a training program that provides MPO Board members with the knowledge and tools necessary to engage in the metropolitan transportation planning process. The MPOAC also teaches the transportation module as part of the Florida Association of Counties (FAC) County Commissioner Certification (CCC) program. Additionally, the MPOAC expands member knowledge by providing informational presentations on a wide range of transportation related subjects at regular quarterly meetings and through the MPOAC website.

Who are the players?

The MPOAC is made up of a Governing Board consisting of representatives from the 27 individual MPOs in the State of Florida. Representatives to the MPOAC Governing Board must be a member of their MPO Governing Board and are typically local elected officials (Mayors, County Commissioners, and members of City Councils and Commissions) or modal authority representatives. The MPOAC Governing Board sets the policy direction for the MPOAC and has final approval authority for the actions, policies, and processes of the MPOAC, subject to authority provided in state law and the MPOAC bylaws.

The MPOAC Governing Board is supported by a number of committees, primary among those is the Staff Directors' Advisory Committee and the Executive Committee. The Staff Directors' Advisory Committee is responsible for providing guidance to the MPOAC Governing Board regarding transportation issues and agency operation and consists of Executive Directors from each MPO in Florida. The MPOAC Executive Committee provides policy direction for the MPOAC between Governing Board meetings and provides an annual evaluation of the MPOAC Executive Director. The membership of the MPOAC Executive Committee consists of the MPOAC Governing Board Chair and Vice-Chair, a member of the Governing Board serving at-large, and the MPOAC Staff Directors' Advisory Committee Chair and Vice-Chair.

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The day-to-day operations of the MPOAC are managed by a professional staff that include an MPOAC Executive Director and an Administrative Assistant. The MPOAC Executive Director is responsible for implementing the actions approved by the MPOAC Governing Board, preparing MPOAC meeting agendas, interacting with individual MPO Boards and staff to support their operations and practices, and representing the MPOAC with a range of stakeholders at the national and state level including with the US Congress, the US Department of Transportation, the Florida Legislature, the Florida Department of Transportation, and other national and statewide organizations. The MPOAC retains the services of a General Council who oversees the legal aspects of the operations of the MPOAC. The MPOAC also receives research and supplemental staff services support from the Center for Urban Transportation Research (CUTR) and the University of South Florida (USF).

What is the job of an MPOAC Governing Board member?

The role of a Governing Board member is to represent the interests of their respective MPO in the ongoing activities and policy discussions of the MPOAC, while simultaneously supporting the collective interests of Florida's MPOs at the national and state level. Governing Board members are the organizations final decision makers and, as such, participate in making a variety of decisions that shape the transportation planning framework under which their own individual MPO operates.



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Item Number 4B

Executive Director's Report 2019 Legislative Update

DISCUSSION:

The Florida Legislative Session officially began on March 05, 2019 and is scheduled to conclude on May 03, 2019. MPOAC has been tracking a number of bills and publishing a weekly newsletter for the membership. An overview of transportation related bills important to MPOAC will be presented.

REQUESTED ACTION:

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

ATTACHMENT:

MPOAC Legislative Newsletter for 04/19/2019.

*Commissioner Nick Maddox
Chair*

Legislative Update for the week ending 04/19/2019

Overview

Greetings readers!! This has been a busy week over at the Legislature, we are nearing the end of session and next week is the last week of scheduled committee meetings. Tuesday is the last day of committee meetings and for bills to be heard in committee. I will point out that under the calendar of committee meetings on page 2 you will see that the House Rules Committee is meeting on Friday. The end of committee meetings means a few things, a bit of an easier time tracking bills but not content. Most notably any bill that still has a committee stop is effectively dead. This edition of your newsletter shows several bills in ~~strikethrough~~, that is to indicate a bill that still has committee stops and has no possibility of passing this year. Keep in mind that the content of the bill can still appear as an amendment in another bill on a related topic. So it does not mean the concept in a bill is gone, but we can stop tracking these particular bills. It does mean that bills which are advancing can get really tough to track since amendments start happening rapidly. This makes it difficult to know where to look for language you either want or want to keep out. Next week, the bills in ~~strikethrough~~ will not be part of your newsletter.

Next week also starts the budget discussions between the House and Senate, the two chambers and their budget proposals were discussed in an earlier newsletter. At that time we shared with you that the two budgets were not too far apart which bodes well for the budget sessions and for an on time adjournment. Bills that are similar but not identical will also be figured out. Whose version, the House or Senate version, will be figured out so that one can advance to the Governor's desk.

A couple of bills to highlight for readers: The Senate texting while driving bill by Simpson passed the last committee stop and was amended to require cell phones be hands-free while driving. This is most closely to what MPOAC has as our legislative policy position #2, it was pleasing to see this amendment and the support for the bill at the Rules Committee on Wednesday. Both the Senate bill and the House bill (HB 107) related to distracted driving will be headed to a full floor vote on Tuesday. A quick side-trip, hats off to Senator Benacquisto who chairs the Rules Committee, there was a long list of bills to be heard on Tuesday at her Rules Committee, several of which were contentious, and the audience was at times very unruly. A few Senators might also be accused of being unruly as well, but Senator Benacquisto ran an orderly meeting and was adamant that each person be respectful of others. Compliments to her for handling a difficult meeting with a perfect combination of grace and determination.

Another bill of great interest to the membership is SB 7068 which is ready for a Senate Floor vote. Senator Lee is shepherding the Transportation Infrastructure bill forward. For those of you who have not memorized every bill in the legislature this year (which is all of us), this is the bill that calls for the Department of Transportation to look at three new transportation corridors on the west side of the state. Senator Lee is hearing the concerns of his fellow Senators and working with them. Many environmental concerns have been raised which may cause

changes to the bill. But Senator Lee is a statesman who knows how to bring parties together for the betterment of Florida. SB 7068 is in good hands. The bill is set to be heard on the Senate Floor Tuesday.

As always, the new bills and changes to existing bills are shown in **RED** in the last section of the newsletter. Sections shown in ~~striketrough~~ represent items removed due to an amendment to a bill. Your MPOAC Legislative Update will keep you apprised of changes and amendments.

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

Important Dates for the 2019 Legislative Session

- January 25, 2019 - deadline for submitting requests for drafts of general bills and joint resolutions, including requests for companion bills
- March 1, 2019 - Deadline for approving final drafts of general bills and joint resolutions, including companion bills
- March 5, 2019 - Regular Session convenes, deadline for filing bills for introduction
- April 20, 2019 - All bills are immediately certified, motion to reconsider made and considered the same day
- April 23, 2019 - Last day for regularly scheduled committee meetings
- May 3, 2019 - Last day of Regular Session

Committee Meetings Next Week of Interest to the Membership

Monday, April 22, 2019

- Senate Full Chamber Session – Monday evening
- House Full Chamber Session – 12:30 PM

Tuesday, April 23, 2019

- Senate Full Chamber Session – 10:00 AM – 1:00 PM
- Senate Rules Committee – Senate Office Building Rm 110 – 2:00PM
- House Full Chamber Session – 12:30 PM

Wednesday, April 24, 2019

- Senate Full Chamber Session – 10:00AM
- House Full Chamber Session – 10:30 AM

Thursday, April 25, 2019

- Senate Full Chamber Session – 10:00AM
- House Full Chamber Session – 10:30 AM

Friday, April 26, 2019

- Senate Full Chamber Session – 10:00AM
- House Rules Committee – 5:00PM
- House Full Chamber Session – 10:30 AM

Legislation of interest to the membership

This is a summary of transportation related bills filed and published on the legislature's website as of April 19, 2019. Bills are listed in numerical order for your convenience. As the session and bills progress, this ordering of bills will make it easier to follow the status of any particular bill you are tracking. All updates to this section of the newsletter and bills shown below will be in **RED** so you can quickly distinguish between updates and old news. Sections shown in ~~strikethrough~~ represent items removed due to an amendment to a bill.

HB 5: Discretionary Sales Surtaxes – (General Bill by Local, Federal and Veterans Affairs Subcommittee; DeCeglie; Co-Introducers: Hill) – Similar to SB 336 by Brandes (Requires Sales Surtax referendum be held on a general election ballot only). This bill does a number of things, the primary concern to transportation is the requirement that any sales surtax that could be used by transportation and/or infrastructure would have to be put to a vote of the residents in a general election and would require approval by two-thirds of electors voting on the ballot measure to pass. The bill would also require a county wanting to hold a discretionary sales surtax referendum to notify the Office of Program Policy Analysis and Government Accountability at least 180 days prior to the vote. If not, the vote is voided. Referred to Local, Federal and Veterans Affairs Subcommittee; Ways and Means Committee; State Affairs Committee. Passed Local, Federal and Veterans Affairs Subcommittee; 9 Yeas, 3 Nays. Passed Ways and Means Committee; 12 Yeas, 5 Nays. Now in State Affairs Committee. Passed State Affairs Committee; 14 Yeas, 7 Nays. Next stop is a full House Floor vote. Placed on House Calendar for a full Floor vote 04/10/2019. Passed the House 69 Yeas, 44 Nays. **Sent to the Senate, Referred to Community Affairs; Finance and Tax; Appropriations Committees.**

~~**SB 68: Transportation Disadvantaged – (Book)** – Requiring community transportation coordinators, in cooperation with the coordinating board, to plan for and use any available and cost effective regional fare payment systems that enhance cross-county mobility for specified purposes for the transportation disadvantaged; requiring each coordinating board to evaluate multicounty or regional transportation opportunities to include any available regional fare payment systems that enhance cross-county mobility for specified purposes for the transportation disadvantaged, etc. Referred to Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations.~~

~~**HB 71: Traffic Offenses – (McClain; Co-Introducers: Stevenson; Stone)** – Identical to SB 158 by Baxley. Provides criminal penalties for person who commits moving violation that causes serious bodily injury to or death of vulnerable road user; requires person to pay specified fine, serve minimum period of house arrest, & attend driver improvement course; requires court to revoke person's driver license for minimum specified period; defines "vulnerable road user". Referred to Transportation and Infrastructure Subcommittee; Criminal Justice Subcommittee; State Affairs Committee.~~

SB 72: Alligator Alley Toll Road – (Passidomo; Co-Introducers: Hooper) – Identical to HB 6011 by Rommel. Requiring specified fees to be used indefinitely, instead of temporarily, to reimburse a local governmental entity for the direct actual costs of operating a specified fire station, etc. Referred to Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations. On Committee Agenda – Infrastructure and Security, 02/19/2019, 4:30PM, Room 110 Senate Building. Favorable by Infrastructure and Security; 8 Yeas, Zero Nays. Now in Appropriations Subcommittee on Transportation, Tourism and Economic Development. Favorable by Appropriations

Subcommittee on Transportation, Tourism and Economic Development; 5 Yeas, Zero Nays. Now in Appropriations. On Committee agenda-- Appropriations, 03/27/19, 1:00 pm, 412 Knott Building. Passed Appropriations Committee; 20 Yeas, Zero Nays. Next stop is a full Senate Floor vote.

HB 75: Expanded Uses of Unmanned Aircraft – (Yarborough; Co-Introducers: Grieco; Killebrew) – Similar to SB 132 by Rouson. Permits use of drones by law enforcement agencies & other specified entities for specified purposes. Referred to Criminal Justice Subcommittee; State Affairs Committee; Judiciary Committee. On Committee agenda-- Criminal Justice Subcommittee, 02/06/19, 9:00 am, Sumner Hall. Favorable by Criminal Justice Subcommittee, 14 Yeas, 1 Nay. On Committee agenda-- State Affairs Committee, 02/19/19, 3:00 pm, Morris Hall. Committee Substitute by State Affairs Committee, passed 22 Yeas, Zero Nays. Passed Judiciary Committee; 17 Yeas, 1 Nay. Pending review of Committee Substitute. This bill has passed all House committees. First reading on House Floor 03/11/2019. Placed on Special Calendar for a Full House Floor Vote 04/17/2019. **Amended on the Floor and Passed 114 Yeas, Zero Nays.**

SB 76: Use of Wireless Communications Devices While Driving – (Simpson; Co-Introducers: Passidomo; Hooper; Mayfield; Book; Rouson; Berman) – Similar to HB 107 (Toledo, Slosberg) and H 45 (Slosberg). Creating the "Florida Ban on Wireless Communications Devices While Driving Law"; prohibiting a person from operating a motor vehicle while listening or talking on a wireless communications device for the purpose of voice interpersonal communication; deleting a provision requiring that enforcement of this section be accomplished only as a secondary action, etc. Referred to Infrastructure and Security; Innovation, Industry, and Technology; Judiciary; Rules. On Committee agenda-- Infrastructure and Security, 02/19/19, 4:30 pm, 110 Senate Building. Committee Substitute by Infrastructure and Security; passed with 8 Yeas, Zero Nays. Now in Innovation, Industry, and Technology Committee. Passed Innovation, Industry, and Technology Committee; 9 Yeas, Zero Nays. Now in Judiciary. On Committee agenda-- Judiciary, 03/25/19, 4:00 pm, 110 Senate Building. *Editorial Note: This bill was changed to be limited to only texting while driving, the sponsor stated that he would like a hands free bill.* Passed Judiciary Committee; 5 Yeas, 1 Nay. Now in Rules Committee. On Committee agenda-- Rules, 04/17/19, 2:00 pm, 110 Senate Building. **Amended to be hands free while driving, Passed Rules 15 Yeas, Zero Nays. Scheduled for a Senate Floor vote 04/23/2019. This version is preferred by MPOAC (see our legislative policy position #2) over the current House version.**

SB 78: Public Financing of Construction Projects – (Rodriguez) – Identical to HB 169 by Fernandez. Prohibiting state-financed constructors from commencing construction of certain structures in coastal areas without first conducting a sea level impact projection study and having such study published and approved by the Department of Environmental Protection; requiring the department to develop by rule standards for such studies; providing for enforcement; requiring the department to publish such studies on its website, subject to certain conditions, etc. Referred to Environment and Natural Resources; Infrastructure and Security; Appropriations Subcommittee on Agriculture, Environment, and General Government; Appropriations. On the Committee Agenda - Environment and Natural Resources, 03/12/2019, 4:00PM Room 37 Senate Office Building. Passed Environment and Natural Resources; 5 Yeas, Zero Nays. Now in Infrastructure and Security. On Committee Agenda – Infrastructure and Security, 04/09/2019, 10:00AM, 110 Senate Office Building. Favorable by Infrastructure and Security; 7 Yeas, Zero Nays. Now in Appropriations Subcommittee on Agriculture, Environment, and General Government.

HB 107: Use of Wireless Communications Devices While Driving – (Toledo; Slosberg; Co-Introducers: Beltran; Casello; Cortes; Duran; Eskamani; Gottlieb; Grieco; Hattersley; Killebrew; Massullo; McClure; Overdorf; Polo; Smith, C.; Stark; Stevenson; Thompson; Webb) – Similar to SB 76 (Simpson). Revises short title & legislative intent; prohibits person from operating motor vehicle while using wireless communications device for purpose of nonvoice or voice interpersonal communication; redefines term "wireless communications device" to include voice communications; requires deposit of fines into Emergency Medical Services Trust Fund; removes provision requiring that enforcement be accomplished only as secondary action. Referred to Transportation and Infrastructure Subcommittee; Appropriations Committee; State Affairs Committee. On Committee agenda-- Transportation and Infrastructure Subcommittee, 03/26/19, Noon, Reed Hall. *Editorial Note: This bill was changed to be limited to only texting while driving. The second committee stop was also removed this week meaning the bill only has one more committee prior to a full House Floor vote.* Passed Transportation and Infrastructure Subcommittee; 13 Yeas, Zero Nays. Original reference to Appropriations Committee Removed, Now in State Affairs Committee. Passed State Affairs Committee; YEAS 20 NAYS 0. **Scheduled for a House Floor vote 04/23/2019. This version prohibits texting while driving only, other cell phone uses would be permissible while driving unless it is amended. The House can lay this bill on the table and substitute the Senate version.**

SB 116: Motor Vehicle Racing – (Stewart) – Identical to HB 611 (Mercado). Increasing the criminal penalty for a third or subsequent violation related to motor vehicle racing within a specified period after the date of a prior violation that resulted in a conviction, etc. Referred to Infrastructure and Security; Criminal Justice; Judiciary; Rules. On Committee agenda-- Infrastructure and Security, 02/19/19, 4:30 pm, 110 Senate Building. Favorable by Infrastructure and Security; 8 Yeas, Zero Nays. Now in Criminal Justice. Favorable by Criminal Justice; 5 Yeas, Zero Nays. Now in Judiciary. On Committee agenda-- Judiciary, 03/18/19, 4:00 pm, 110 Senate Building. Favorable by Judiciary; 6 Yeas, Zero Nays. Now in Rules. **On Committee agenda-- Rules, 04/23/19, 2:00 pm, 110 Senate Building.**

SB 132: Drones – (Rouson) – Similar to HB 75 (Yarborough). ~~Defining the terms “dangerous or deadly weapon” and “large-scale event”; authorizing the use of a drone by a law enforcement agency to prepare for or monitor safety and security at a large-scale event; prohibiting a law enforcement agency using a drone in an authorized manner from equipping it with specified attachments or using it to fire projectiles, etc. Referred to Criminal Justice; Infrastructure and Security; Rules. On Committee agenda—Criminal Justice, 02/11/19, 2:30PM Room 37 Senate Bldg. Committee Substitute by Criminal Justice; 5 Yeas, 0 Nays. Now in Infrastructure and Security.~~

SB 144: Impact Fees – (Gruters) – Similar to HB 207 (Donalds). Revising the minimum requirements for impact fees adopted by a local government; exempting water and sewer connection fees from the Florida Impact Fee Act, etc. Referred to Community Affairs; Finance and Tax; Appropriations. On Committee agenda-- Community Affairs, 02/05/19, 2:00 pm, 301 Senate Building --Temporarily Postponed. Favorable by Community Affairs; 5 Yeas, Zero Nays. Now in Finance and Tax. On Committee agenda-- Finance and Tax, 03/20/19, 1:30 pm, 401 Senate Building. Favorable by Finance and Tax; 8 Yeas, Zero Nays. Now in Appropriations. On Committee agenda-- Appropriations, 03/27/19, 1:00 pm, 412 Knott Building. Passed Appropriations Committee; 19 Yeas, Zero Nays. Next step is a full Senate Floor vote. Read 3 times, Substituted HB 207, Laid on Table, refer to HB 207.

SB 158: Traffic Offenses – (Baxley) – Identical to HB 71 by McClain. ~~Citing this act as the "Vulnerable Road User Act"; providing criminal penalties for a person who commits a moving violation that causes serious bodily injury to, or causes the death of, a vulnerable road user;~~

~~requiring that the person pay a specified fine, serve a minimum period of house arrest, and attend a driver improvement course; requiring that the court revoke the person's driver license for a minimum specified period, etc. Referred to Infrastructure and Security; Appropriations Subcommittee on Criminal and Civil Justice; Appropriations.~~

~~**HB 169: Public Financing of Construction Projects – (Fernandez)** – Identical to SB 78 by Rodriguez. Prohibiting state financed constructors from commencing construction of certain structures in coastal areas without first conducting a sea level impact projection study and having such study published and approved by the Department of Environmental Protection; requiring the department to develop by rule standards for such studies; providing for enforcement; requiring the department to publish such studies on its website, subject to certain conditions, etc. Referred to Agriculture and Natural Resources Subcommittee; Appropriations Committee; State Affairs Committee.~~

HB 207: Impact Fees – (Donalds) – Similar to SB 144 (Gruter). Revises minimum requirements for adoption of impact fees by specified local governments; authorizes prevailing party to recover attorney fees under certain circumstances; exempts water & sewer connection fees from Florida Impact Fee Act. Referred to Local, Federal and Veterans Affairs Subcommittee; Commerce Committee; State Affairs Committee. On Committee agenda-- Local, Federal and Veterans Affairs Subcommittee, 02/20/19, 4:00 pm, 12 HOB. Committee Substitute by Local, Federal and Veterans Affairs Subcommittee; 14 Yeas, Zero Nays. Favorable by Commerce Committee; 22 Yeas, Zero Nays. Now in State Affairs Committee. Favorable by State Affairs Committee; 22 Yeas, Zero Nays. This bill has passed all committees and now goes to a full House floor vote. Placed on Special Order Calendar for Full House Floor Vote, 03/27/19. Passed the Florida House; 101 Yeas, 12 Nays. Sent to Senate, Substituted for SB 144, Passed Senate 39 Yeas, 1 Nay. House – Ordered enrolled.

SB 306: Traffic Infraction Detectors – (Brandes) – Similar to HB 6003 by Sabatini. Repealing provisions relating to the installation and use of traffic infraction detectors to enforce specified provisions when a driver fails to stop at a traffic signal, provisions that authorize the Department of Highway Safety and Motor Vehicles, a county, or a municipality to use such detectors, and the distribution of penalties collected for specified violations; amending provisions relating to distribution of proceeds, enforcement by traffic infraction enforcement officers using such detectors, procedures for disposition of citations, preemption of additional fees or surcharges, compliance, amount of penalties, registration and renewal of license plates, and points assessed for certain violations, to conform provisions to changes made by the act, etc. Referred to Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations. Withdrawn.

~~**HB 309: Railroad Highway Grade Crossings – (Duggan)** – Similar to SB 608 by Bean. Prohibits railroad train from blocking public highway, street, or road at railroad highway grade crossing for more than specified time period; provides exceptions; provides civil penalties; exempts certain persons from liability for violations. Referred to Transportation and Infrastructure Subcommittee; Civil Justice Subcommittee; State Affairs Committee.~~

HB 311: Autonomous Vehicles – (Fisher) – Co-Introducers: Rodriguez; Mayfield) – Similar to SB 932 by Brandes. Exempts autonomous vehicles & operators from certain prohibitions; provides that human operator is not required to operate fully autonomous vehicle; authorizes fully autonomous vehicle to operate regardless of presence of human operator; provides that automated driving system is deemed operator of autonomous vehicle operating with system engaged; authorizes Florida Turnpike Enterprise to fund & operate test facilities; provides requirements for operation of on-demand autonomous vehicle networks; revises

registration requirements for autonomous vehicles. Referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; State Affairs Committee. Favorable by Transportation and Infrastructure Subcommittee; 14 Yeas, Zero Nays. Now in Transportation and Tourism Appropriations Subcommittee. Favorable by Transportation and Tourism Appropriations Subcommittee; 9 Yeas, Zero Nays. Now in State Affairs Committee. On State Affairs Committee Agenda for 03/28/2019 – Temporarily Postponed. Passed State Affairs Committee with Amendments, 20 Yeas, 1 Nay. Now in State Affairs Committee. **Passed State Affairs Committee; 20 Yeas, 1 Nay. Full House Floor Vote, Placed on Special Order Calendar, 04/23/19.**

HB 341: Motor Vehicles and Railroad Trains – (LaMarca) – Identical to SB 1002 by Hutson. Requires that, in event of crash involving railroad train, collection of certain information be at discretion of law enforcement officer having jurisdiction to investigate crash; specifies that certain persons are not considered passengers for purpose of making crash reports. Referred to Transportation and Infrastructure Subcommittee; Criminal Justice Subcommittee; State Affairs Committee. CS by Transportation and Infrastructure Subcommittee; 13 Yeas, Zero Nays. Now in Criminal Justice Subcommittee. Favorable by Criminal Justice Subcommittee; 13 Yeas, Zero Nays. Now in State Affairs Committee. Passed State Affairs Committee; 19 Yeas, Zero Nays. Next Stop is a full House Floor vote. Placed on Special Order Calendar 04/10/2019. Passed Full House Floor Vote 116 Yeas, Zero Nays. **Sent to the Senate, Referred to Infrastructure and Security; Criminal Justice; Rules.**

~~**SB 350: Impact Fees – (Hutson)** – Prohibiting local governments from charging impact fees for certain developments, etc. Referred to Community Affairs; Infrastructure and Security; Appropriations. Committee Substitute Favorable by Community Affairs; 5 Yeas, Zero Nays. Now in Infrastructure and Security.~~

HB 385: Transportation – (Avila) – *Editorial Notes: This bill had a strike-all amendment filed and passed at the last committee stop. The primary provisions of this bill are: Eliminates the MDX and assigns all assets and liabilities to the Florida Department of Transportation, restricts the expenditures of the half-penny sales tax to only being expended on capital improvements, restructures the Miami-Dade TPO Board, and prohibits the collection of an optional membership fee by the Miami-Dade TPO for use on non-federally eligible expenditures. Please note, this bill is advancing rapidly and seems likely to pass.*

Requires certain authority members to comply with financial disclosure requirements; limits levy of & revises authorized uses of certain surtaxes; revives Pilot Rebuilt motor vehicle inspection program; revises provisions relating to DOT design plan approval, transportation project programs, toll collection & use, & M.P.O. membership; repeals pts. I & V of ch. 348, F.S., related to Florida Expressway Authority Act & Osceola County Expressway Authority Law. Referred to Transportation and Infrastructure Subcommittee; Ways and Means Committee; State Affairs Committee. On Committee agenda-- Transportation and Infrastructure Subcommittee, 02/13/19, 1:30 pm, Reed Hall. Committee Substitute by Transportation and Infrastructure Subcommittee; 15 Yeas, 0 Nays. Now in Ways and Means Committee. CS/CS by Ways and Means Committee; 17 Yeas, Zero Nays. Now in State Affairs Committee. Passed State Affairs Committee with Amendments, 20 Yeas, Zero Nays. Placed on Special Order Calendar for a Full House Floor Vote 04/17/2019. **Amended on the House Floor, passed 80 Yeas, 33 Nays.**

HB 453: Micromobility Devices and Motorized Scooters – (Toledo) – Similar to SB 542 (Brandes). Authorizes county or municipality to regulate operation of micromobility devices & for-hire motorized scooters; authorizes county or municipality to require licensure; requires proof of certain insurance coverage; provides that regulation of micromobility devices & for-hire motorized scooters is controlled by state & federal law; provides that operator has all rights &

duties applicable to rider of bicycle; exempts micromobility device or motorized scooter from certain requirements; provides that person is not required to have valid driver license to operate micromobility device or motorized scooter; authorizes parking on sidewalk; removes requirements for sale of motorized scooters; exempts micromobility devices & motorized scooters from certain emblem requirements. Referred to Transportation and Infrastructure Subcommittee; Local, Federal and Veterans Affairs Subcommittee; State Affairs Committee. Favorable by Transportation and Infrastructure Subcommittee; 14 Yeas, Zero Nays. Now in Local, Federal and Veterans Affairs Subcommittee. Passed Local, Federal and Veterans Affairs Subcommittee; 11 Yeas, 1 Nay. Now in State Affairs Committee. *Editorial Note: This bill was amended to put in place some local controls over the implementation of scooter sharing services. This bill does not allow a municipality to prohibit scooters.* Amendment adopted which now gives counties and municipalities the ability to regulate scooters so long as the regulation(s) do not contradict state or federal law. Local units of government may not regulate parking of scooters and must offer a license if certain conditions are met (insurance, etc.). Scooters would be treated the same as bicycles. Favorable by State Affairs; 21 Yeas, 1 Nay.

HB 476: Child Restraint Requirements – (Perry) – Identical to HB 567 (Slosberg).

Increasing the age of children for whom operators of motor vehicles must provide protection by using a crash-tested, federally approved child restraint device; increasing the age of children for whom a separate carrier, an integrated child seat, or a child booster seat may be used, etc. Referred to Infrastructure and Security; Children, Families, and Elder Affairs; Rules. On Committee agenda-- Infrastructure and Security, 03/26/19, 4:00 pm, 110 Senate Building. Passed Infrastructure and Security; 8 Yeas, Zero Nays. Now in Children, Families, and Elder Affairs. On Committee agenda-- Children, Families, and Elder Affairs, 04/08/19, 4:00 pm, 301 Senate Building. Favorable by Children, Families, and Elder Affairs; 6 Yeas, Zero Nays. Now in Rules Committee.

SB 542: Micromobility Devices and Motorized Scooters – (Brandes) – Similar to HB 453 (Toledo). Defining the term “micromobility device”; revising the definition of the term “motorized scooter”; authorizing a county or municipality to regulate the operation of micromobility devices and for-hire motorized scooters, subject to certain restrictions; authorizing a county or municipality to require that a person offering micromobility devices or for-hire motorized scooters be licensed; exempting a micromobility device or motorized scooter from certain registration, insurance, and licensing requirements, etc. Referred to Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations. On Committee agenda-- Infrastructure and Security, 03/26/19, 4:00 pm, 110 Senate Building. *Editorial Note: Expect an amendment to this bill to address some localized concerns about local control over scooters in communities. Editorial Note: This bill was amended to allow local units of government to retain control over the launching of scooter sharing services with their jurisdictions.* Passed Infrastructure and Security; 8 Yeas, Zero Nays. Now in Appropriations Subcommittee on Transportation, Tourism and Economic Development. On Committee agenda-- Appropriations Subcommittee on Transportation, Tourism, and Economic Development, 04/09/19, 4:00 pm, 110 Senate Building. *Editorial Note: This bill will allow municipalities to prohibit scooters.* Favorable by Appropriations Subcommittee on Transportation, Tourism, and Economic Development; 7 Yeas, Zero Nays. Now in Appropriations. **Passed Appropriations 20 Yeas, Zero Nays.**

SB 544: Airports – (Brandes) – ~~Requiring the Department of Transportation to provide financial and technical assistance to sponsors that operate public use airports by making department personnel and department owned facilities and equipment available on a cost-reimbursement basis to such sponsors for special needs of limited duration; requiring federal funding of individual local public use airport projects to be wholly between the airport sponsors~~

and the appropriate federal agencies; authorizing the department to receive federal grants for both local and statewide public-use airport projects when no sponsor is available, etc. Referred to Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations.

SB 567: Child Restraint Requirements – (Slosberg)—Identical to SB 467 (Perry). Increasing the age of children for whom operators of motor vehicles must provide protection by using a crash-tested, federally approved child restraint device; increasing the age of children for whom a separate carrier, an integrated child seat, or a child booster seat may be used, etc. Referred to Transportation and Infrastructure Subcommittee; Children, Families and Seniors Subcommittee; State Affairs Committee.

HB 605: Tax Increment Revenues – (Casello)—Authorizes counties and municipalities to use increment revenues under specified conditions. Referred to Local, Federal and Veterans Affairs Subcommittee; Ways and Means Committee; State Affairs Committee.

SB 608: Railroad-Highway Grade Crossings – (Bean)—Similar to HB 309 by Duggan. Prohibits railroad train from blocking public highway, street, or road at railroad-highway grade crossing for more than specified time period; provides exceptions; provides civil penalties; exempts certain persons from liability for violations. Referred to Infrastructure and Security; Judiciary; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations. On Committee agenda—Infrastructure and Security, 04/02/19, 2:00 pm, 110 Senate Building. Temporarily Postponed.

HB 611: Motor Vehicle Racing – (Mercado)—Identical to SB 116 (Stewart). Motor Vehicle Racing; Increases criminal penalty for third or subsequent violation related to motor vehicle racing within specified period after date of prior violation that resulted in conviction. Referred to Criminal Justice Subcommittee; Justice Appropriations Subcommittee; Judiciary Committee. Amended in Criminal Justice Subcommittee, Passed; 13 Yeas, Zero Nays. Now in Judiciary Committee. On Committee agenda-- Judiciary Committee, 04/09/19, 2:00 pm, Sumner Hall. Favorable by Judiciary Committee; 17 Yeas, Zero Nays. Full House Floor Vote 04/17/2019. **Passed Full House 114 Yeas, 1 Nay.**

SB 612: Driving Under the Influence – (Baxley)—Similar to HB 929 by Antone; Plakon. Requiring that the monthly leasing fee for an ignition interlock device be discounted by specified percentages under certain circumstances when a person claims inability to pay; authorizing a court, upon agreement by a state attorney, to withhold adjudication of guilt for certain criminal violations relating to driving under the influence, under certain circumstances, etc. Not yet assigned to committees. Referred to Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice

SB 622: Traffic Infraction Detectors – (Brandes; Co-Introducer: Diaz)—Similar to HB 6003 (Sabatini). Repealing provisions relating to the installation and use of traffic infraction detectors to enforce specified provisions when a driver fails to stop at a traffic signal, provisions that authorize the Department of Highway Safety and Motor Vehicles, a county, or a municipality to use such detectors, and the distribution of penalties collected for specified violations; repealing provisions relating to the authorization to use traffic infraction detectors, etc. Not yet assigned to committees. Referred to Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations. On Committee agenda—Infrastructure and Security, 04/02/19, 2:00 pm, 110 Senate Building. Temporarily Postponed. On Committee agenda—Infrastructure and Security, 04/09/19, 10:00 am, 110 Senate Building. Temporarily Postponed.

SB 660: Transportation – (Brandes) *Editorial Notes: This is a lengthy bill that covers many aspects of transportation. Some are not of interest to MPOs. Of interest to the MPO community: For express lanes on a tolled facility, if the travel speed falls below 40 MPH then the user must be charged the minimum express lane toll amount. Any toll facility that is to be transferred, sold or acquired by a local entity must be approved by the legislature.*

~~Requires the Department of Transportation to submit a report to the Governor, Senate President and Speaker of the House evaluating the current work program and its benefits to Florida. This report is currently evaluated by the Florida Transportation Commission only. The Florida Transportation Commission shall review revenue sources and the impacts which are expected to be felt by electric and hybrid vehicles. The report must include recommendations ensuring continued funding to meet transportation needs in Florida. This report shall be provided to the Governor and Legislature. Requiring the Department of Transportation to consist of a central office that establishes policies and procedures and districts that carry out projects as authorized or required under the policies and procedures of the central office; prohibiting the driver of any vehicle from following another vehicle more closely than is reasonable and prudent given certain circumstances; revising the number of times that certain persons may elect to attend a basic driver improvement course; providing requirements, beginning on a specified date, for license plates, cab cards, and validation stickers for vehicles registered in accordance with the International Registration Plan; directing the department to implement protocols for issuing an optional electronic credential and to procure a related technology system, etc. Referred to Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations~~

HB 681: Florida Transportation Commission – (Zika; Co-Introducer: Roach) *Editorial note: This bill eliminates the Florida Transportation Commission (FTC) and anywhere there is a reference to the FTC, the responsibilities are shifted the Florida Department of Transportation. The content of this bill looks as if someone did a search for “Florida Transportation Commission” and took those sections of Florida Statutes and included them in this bill. Removes requirement that Secretary of Transportation be nominated by FTC & that secretary provide assistance to FTC; removes provisions relating to creation, membership, duties, meetings, executive director & staff, & budget of FTC; removes requirement that FTC review certain transportation policy initiatives; repeals provisions relating to transportation performance & productivity standards; revises membership & member approval of Center for Urban Transportation Research advisory board; revises provisions relating to review & evaluation of DOT's tentative work program; requires DOT to determine certain average administrative costs for expressway authorities; removes FTC rulemaking authority. Not yet assigned to committees. Referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; State Affairs Committee*

HB 693: Communications Services – (Fischer) – Reduces communications services tax rate on sales of communications services; revises authority for municipalities, and counties to impose permit fees on providers of communications services that use or occupy municipal or county roads or rights-of-way; deletes procedures, requirements, & limitations with respect to such fees. Not yet assigned to committees. Referred to Energy and Utilities Subcommittee; Ways and Means Committee; Commerce. Amended by Energy and Utilities Subcommittee, Passed; 13 Yeas, Zero Nays. Now in Ways and Means Committee. Passed Ways and Means Committee; YEAS 14 NAYS. Now in Commerce Committee. On Committee agenda-- Commerce Committee, 04/10/19, 8:15 am, Webster Hall -- Temporarily postponed. **On Committee Agenda – Commerce Committee 04/18/2019. Passed Commerce Committee 21 Yeas, 1 Nay.**

HB 725: Commercial Motor Vehicles – (Payne) – Repeals assistive truck platooning technology pilot project; revises provisions relating to platoon vehicle operation, commercial motor vehicle safety regulations & penalties, apportionable vehicle requirements, certain license plate fees, vehicles registered under International Registration Plan, & theft of certain commercial cargo; authorizes DHSMV to partner with tax collector to conduct Fleet Vehicle Temporary Tag pilot program. Referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; State Affairs Committee. Committee Substitute Favorable by Transportation and Infrastructure Subcommittee; 13 Yeas, Zero Nays. Now in Transportation and Tourism Appropriations Subcommittee. Favorable by Transportation and Tourism Appropriations Subcommittee; 8 Yeas, Zero Nays. Now in State Affairs Committee. Passed State Affairs Committee; 20 Yeas, Zero Nays. Next stop is a full House Floor vote. Full House Floor Vote 04/17/2019. **Amended on the House Floor, passed Full House Floor Vote; 115 Yeas, Zero Nays.**

SB 728: Growth Management – (Lee) – Authorizing sufficiently contiguous lands located within the county or municipality which a petitioner anticipates adding to the boundaries of a new community development district to also be identified in a petition to establish the new district under certain circumstances; providing requirements for the petition; providing notification requirements for the petition, etc. Referred to Community Affairs; Infrastructure and Security; Rules. On Committee Agenda – Community Affairs, 03/12/2019, 4:00PM, 301 Senate Office Building. Favorable by Community Affairs; 5 Yeas, Zero Nays. Now in Infrastructure and Security. On Committee agenda-- Infrastructure and Security, 03/26/19, 4:00 pm, 110 Senate Building – Not Considered. On Committee agenda-- Infrastructure and Security, 04/02/19, 2:00 pm, 110 Senate. Passed Infrastructure and Security; YEAS 8 NAYS 0. Now in Rules. **On Committee agenda-- Rules, 04/23/19, 2:00 pm, 110 Senate Building**

SB 898: Transportation – (Diaz) – *Editorial Notes: This is the companion bill to HB 385 and among other things it revises the structure of the Miami Dade TPO. This is the primary concern of MPOs. Given the rapid advancement of HB 385 and the positive remarks it has received by members of the House, this bill has the potential to advance quickly. Membership should watch this bill. Please see HB 385.*

Revising the authorized uses of proceeds from charter county and regional transportation system surtaxes; revising the preservation goals of the Department of Transportation to include ensuring that all work on the State Highway System meets department standards; requiring the department to approve design plans for all transportation projects relating to department-owned rights-of-way under certain circumstances; prohibiting the department from using toll revenues from high-occupancy toll lanes or express lanes to offset certain funding, etc. Referred to Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations. On Committee Agenda – Infrastructure and Security, 03/12/2019, 4:00PM, 110 Senate Office Building. The bill was revised and now it does nothing to the Miami-Dade TPO. Passed Infrastructure and Security with the amendment removing the restricting of the Miami-Dade TPO; 7 Yeas, 1 Nay. Now in Appropriations Subcommittee on Transportation, Tourism, and Economic Development. Passed Appropriations Subcommittee on Transportation, Tourism, and Economic Development; YEAS 7 NAYS 0. Next stop is Appropriations Committee. **On Committee agenda-- Appropriations, 04/18/19, 9:00 am, 412 Knott Building. Passed Appropriations; 19 Yeas, Zero Nays. Next stop is a Full Senate Floor Vote.**

HB 905: Department of Transportation – (Andrade) – Identical to SB 1044 by Albritton. *Editorial Notes: This bill eliminates the requirement that the Secretary of Transportation be selected from among three nominees chosen by the Florida Transportation Commission. The Secretary would be chosen directly by the Governor. Requires that 80% of the pavement in each*

DOT district meet DOT standards which is expected to reduce funding available for capacity expansion. Prohibits local governments from having aggregate materials specifications that are different than the DOTs. The big issue in this bill is that state statutes are changed to require that 75% of the capacity expansion funds be spent on the Strategic Intermodal System (SIS). Currently state statute requires that at least 50% of any new discretionary capacity funds be spent on the SIS and by policy the DOT spends 75%. Policies can be changed more easily than state statutes, this would take away any flexibility of the department and make it more difficult for local units of government to access state transportation funds for capacity improvements. The bill requires the department to give priority to correcting or improving sections of the interstate system that experience unusually high accident rates. If a section of interstate has non-recurring congestion that accounts for more than 75% of the total congestion, then the DOT must begin PD&E studies within three years.

Revises provisions related to DOT, including requirements for appointment of Secretary of Transportation, computation of mileage, pavement standards, construction contracts, use of toll revenue, allocation of transportation capacity funds, facility improvements, & project development & environmental studies. Referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; State Affairs Committee. On Committee agenda-- Transportation and Infrastructure Subcommittee, 03/12/19, 12:30 pm, Reed Hall. Amendment passed on this bill in Transportation and Infrastructure Subcommittee. The amendment removed the requirement that 80% of the pavement in each DOT district meet DOT standards. Also removed is the provision that requires 75% of capacity expansion funds be spent on the Strategic Intermodal System (SIS). Passed Transportation and Infrastructure Subcommittee; 14 Yeas, Zero Nays. Now in Transportation and Tourism Subcommittee. Passed Transportation and Tourism Appropriations Subcommittee; 11 Yeas, Zero Nays. Now in State Affairs Committee. Favorable by State Affairs Committee; 23 Yeas, Zero Nays. Full House Floor Vote 04/17/2019. **Amended on the House Floor, Passed Full House Floor Vote 114 Yeas, 1 Nay. The amendment changed the definition of "Small County" from 170K to 200K or less.**

HB 929: Driving Under the Influence – (Antone; Plakon) – Similar to SB 612 by Baxley. Requires ignition interlock provider to discount monthly leasing fee for ignition interlock device by certain percentage for certain persons; exempts such person from paying costs of installation of device; authorizes court to withhold adjudication of guilt for certain DUI offenses; requires court to order adjudication of guilt if certain requirements are not met; authorizes person to petition court for withhold of adjudication 5 years after his or her conviction. Referred to Criminal Justice Subcommittee; Justice Appropriations Subcommittee; Judiciary Committee.

SB 932: Autonomous Vehicles – (Brandes) – Similar to HB 311 by Fischer. Exempting a fully autonomous vehicle being operated with the automated driving system engaged from a prohibition on the active display of television or video; exempting a motor vehicle operator who is operating an autonomous vehicle from a prohibition on the use of wireless communications devices; providing that a licensed human operator is not required to operate a fully autonomous vehicle; authorizing a fully autonomous vehicle to operate in this state regardless of whether a human operator is physically present in the vehicle, etc. Referred to Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations. On Committee agenda-- Infrastructure and Security, 03/20/19, 4:00 pm, 110 Senate Building. Passed Infrastructure and Security; 8 Yeas, Zero Nays. Now in Appropriations Subcommittee on Transportation, Tourism, and Economic Development. Passed Appropriations Subcommittee on Transportation, Tourism, and Economic Development; YEAS 8 NAYS 0. Now in Appropriations. **On Committee agenda-- Appropriations, 04/18/19, 9:00 am, 412 Knott Building. Passed Appropriations 20 Yeas, Zero Nays. Next stop is a Full Senate Floor Vote.**

SB 952: Electronic Navigation Systems – (Taddeo) – Prohibiting electronic navigation systems, for certain purposes, from directing the operator of a vehicle to drive through adjacent residential areas when a school zone speed limit is in effect if the primary purpose of such direction is to avoid the school zone, etc. Referred to Infrastructure and Security; Innovation, Industry, and Technology; Rules.

SB 1002: Motor Vehicles and Railroad Trains– (Hutson) – Identical to HB 341 by LaMarca. Revising the definition of the term “railroad train”; requiring that, in the event of a crash involving a railroad train, the collection of certain information be at the discretion of the law enforcement officer having jurisdiction to investigate the crash; specifying that certain persons are not considered passengers for the purpose of making crash reports, etc. Referred to Infrastructure and Security; Criminal Justice; Rules. On Committee agenda-- Infrastructure and Security, 03/12/19, 4:00 pm, 110 Senate Building. Passed Infrastructure and Security; 8 Yeas, Zero Nays. Now in Criminal Justice. On Committee agenda-- Criminal Justice, 03/25/19, 1:30 pm, 37 Senate Building. Passed Criminal Justice; 4 Yeas, Zero Nays. Now in Rules Committee. Committee agenda-- Rules, 04/10/19, 10:00 am, 110 Senate Building. Favorable by Rules Committee; 16 Yeas, Zero Nays. Headed to a Full Senate Floor Vote.

SB 1044: Department of Transportation – (Albritton) – Identical to HB 905 by Andrade. *Editorial Notes: This bill eliminates the requirement that the Secretary of Transportation be selected from among three nominees chosen by the Florida Transportation Commission. The Secretary would be chosen directly by the Governor. Requires that 80% of the pavement in each DOT district meet DOT standards which is expected to reduce funding available for capacity expansion. Prohibits local governments from having aggregate materials specifications that are different than the DOTs. The big issue here is probably that state statutes are changed to require that 75% of the capacity expansion funds be spent on the Strategic Intermodal System (SIS). Currently state statute requires that at least 50% of any new discretionary capacity funds be spent on the SIS and by policy the DOT spends 75%. Policies can be changed more easily than state statutes, this would take away any flexibility of the department and make it more difficult for local units of government to access state transportation funds for capacity improvements. The bill requires the department to give priority to correcting or improving sections of the interstate system that experience unusually high accident rates. If a section of interstate has non-recurring congestion that accounts for more than 75% of the total congestion, then the DOT must begin PD&E studies within three years.*

Providing that the Department of Transportation consists of a central office that establishes policies and procedures and districts that carry out certain projects; requiring certain preservation goals to include ensuring that a specified percentage of the pavement in each of the department’s districts meet department standards by a specified year; prohibiting local governments from adopting standards or specifications that are contrary to the department standards or specifications for permissible use of aggregates and materials that have been certified for use, etc. Referred to Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations. On Committee agenda-- Infrastructure and Security, 03/20/19, 4:00 pm, 110 Senate Building. Passed Infrastructure and Security; 6 Yeas, Zero Nays. Now in Appropriations Subcommittee on Transportation, Tourism, and Economic Development. Passed Appropriations Subcommittee on Transportation, Tourism, and Economic Development; YEAS 8 NAYS 0. Next stop is Appropriations Committee. **On Committee agenda-- Appropriations, 04/18/19, 9:00 am, 412 Knott Building. Passed Appropriations 20 Yeas, Zero Nays. Next stop is a Full Senate Floor Vote.**

HB 1069: Expressway Tolls – (Rodriguez) – Identical bill to SB 1406 by Flores. Prohibiting a person operating a motor vehicle on an expressway from being charged a toll if the average speed of traffic on the expressway falls below 40 miles per hour; defining the term

~~“expressway”, etc. Referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; State Affairs Committee.~~

HB 1235: Legal Notices – (Fine; Co-Introducer: Sabatini) – Similar bill to SB 1676 by Baxley. Removes provisions relating to publication of legal notices in newspapers; requires counties to publish legal notices on their websites; requires counties to provide specified notice to residents concerning alternative methods of receiving notices; specifies form for affidavits of publication. Referred to Local, Federal and Veterans Affairs Subcommittee; Judiciary Committee; State Affairs Committee. On Committee agenda-- Local, Federal and Veterans Affairs Subcommittee, 03/26/19, 8:00 am, 12 HOB. Passed Local, Federal and Veterans Affairs Subcommittee; 10 Yeas, 5 Nays. Now in Judiciary Committee. Passed Judiciary Committee; YEAS 11 NAYS 7. Reference to State Affairs Committee removed, next stop is Full House Floor Vote. Full House Floor Vote 04/17/2019. **Passed Full House Floor Vote; 68 Yeas, 44 Nays.**

SB 1406: Expressway Tolls – (Flores) – Identical bill to HB 1069 by Rodriguez. ~~Prohibiting a person operating a motor vehicle on an expressway from being charged a toll if the average speed of traffic on the expressway falls below 40 miles per hour; defining the term “expressway”, etc. Referred to Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations.~~

SB 1676: Legal Notices – (Baxley) – Similar bill to HB 1235 by Fine. ~~Deleting provisions relating to publication of legal notices in newspapers; defining the term “publicly accessible website”; authorizing government agencies to publish legal notices on their websites; requiring government agencies to provide specified notice to residents concerning alternative methods of receiving legal notices, etc. Referred to Judiciary; Governmental Oversight and Accountability; Rules.~~

SB 1710: Legal and Official Advertisements – (Diaz) – ~~Authorizing the publication of legal and official advertisements on specified publicly accessible governmental websites in lieu of publication in a newspaper, etc. Referred to Judiciary; Governmental Oversight and Accountability; Rules.~~

HB 6011: Alligator Alley Toll Road – (Rommel) – Identical bill to SB 72 by Passidomo. Requires specified fees to be used indefinitely to reimburse local governmental entity for direct actual costs of operating specified fire station. Referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; State Affairs Committee. *Editorial Note: This bill was shown as HB 6001 in error. Bill HB 6011 has been advancing.* Passed Transportation and Infrastructure Subcommittee; YEAS 11 NAYS 0. Passed Favorable by Transportation and Tourism Appropriations Subcommittee; YEAS 12 NAYS 0. Now in State Affairs Committee. On Committee agenda-- Commerce Committee, 04/10/19, 8:15 am, Webster Hall -- Temporarily postponed.

HB 6003: Traffic Infraction Detectors – (Sabatini – Co-Introducers: Grieco; Hill; Jacobs; Siroids) – Similar bill to SB 306 (Brandes). Repeals provisions relating to Mark Wandall Traffic Safety Program & authorization to use traffic infraction detectors; repeals provisions relating to distribution of penalties, transitional implementation, & placement & installation; conforms cross-references & provisions to changes made by act. Referred to Transportation and Infrastructure Subcommittee; Appropriations Committee; State Affairs Committee. Favorable by Transportation and Infrastructure Committee, 12 Yeas, 1 Nay. Now in Appropriations Committee.

HB 6017: Small-scale Comprehensive Plan Amendments – (Duggan) – Removes acreage limitations that apply to small-scale comprehensive plan amendments. Referred to Local, Federal and Veterans Affairs Subcommittee; Commerce Committee; State Affairs Committee. On Committee agenda-- Local, Federal and Veterans Affairs Subcommittee, 02/13/19, 8:30 am, 12 HOB. Favorable by Local, Federal and Veterans Affairs Subcommittee; 14 Yeas, 0 Nays. Now in Commerce Committee. Favorable by Commerce Committee; 21 Yeas, Zero Nays. Now in State Affairs Committee. Passed State Affairs Committee; 18 Yeas, 1 Nay. Next stop is a full House Floor vote. Placed on Special Order Calendar, 04/10/19. Passed Full House Floor Vote 108 Yeas, 5 Nays. **Sent to the Senate, Referred to Community Affairs; Infrastructure and Security; Rules.**

HB 7007: OGSR/Toll Facilities – (General Bill by Oversight, Transparency and Public Management Subcommittee; Andrade) – Removes scheduled repeal of exemption from public records requirements for personal identifying information provided for purpose of paying, prepaying, or collecting tolls & associated administrative charges for use of toll facilities. Referred to Transportation and Infrastructure Subcommittee; State Affairs Committee. On Committee agenda-- Transportation and Infrastructure Subcommittee, 02/13/19, 1:30 pm, Reed Hall. Favorable by Transportation and Infrastructure Subcommittee; 15 Yeas, 0 Nays. Now in State Affairs Committee. Favorable by State Affairs Committee; 22 Yeas, Zero Nays. Placed on Calendar – Ready for a Full House Floor Vote. Full House Floor Vote, Placed on Special Order Calendar, 03/27/19. Temporarily postponed, on 2nd Reading. Placed on Special Order Calendar, 04/10/19. Substituted SB 7036, Laid on Table – refer to SB 7036.

SB 7068: Public Financing of Construction Projects – (General Bill by Infrastructure and Security) – Similar to HB 7113 by House TED and Trumbull. This bill moves monies from vehicle registrations currently allocated to General Revenue into the State Transportation Trust Fund. The bill gradually shifts motor vehicle registration taxes into the State Transportation Trust Fund, and by state fiscal year 2021-2022, this would place an estimated additional \$135 Million per year in the transportation trust fund. This would mean a reduction in state spending in some area(s), that is not addressed in the bill. The bill also creates the Multi-Use Corridors of Regional Economic Significance Program within FDOT. Identified roadways that are to be built by FDOT are the Southwest-Central Florida Connector (Collier County to Polk County); the Suncoast Connector (Citrus to Jefferson County) and the Northern Turnpike Connector (Suncoast Parkway to the Turnpike at Wildwood). The bill requires the new corridors to be tolled and specifies these will be SIS facilities. Additionally, the new corridors would be permitted to use monies from the transportation trust fund, as a loan to be repaid, which during construction would reduce available funds from the rest of the state. Bonding and other financing options are made available as well. Here is the description on the Florida Senate website: Creating the Multi-use Corridors of Regional Economic Significance Program within the Department of Transportation; specifying that projects undertaken in the corridors are tolled facilities and certain approved turnpike projects, and are considered as Strategic Intermodal System facilities; requiring the department to identify certain opportunities to accommodate or co-locate multiple types of infrastructure-addressing issues during the project development phase, etc. Submitted as Committee Bill and Reported Favorably by Infrastructure and Security; 7 Yeas, Zero Nays. Referred to Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations. On Committee agenda-- Appropriations Subcommittee on Transportation, Tourism, and Economic Development, 03/19/19, 1:30 pm, 110 Senate Building. Passed Appropriations Subcommittee on Transportation, Tourism, and Economic Development; 8 Yeas, Zero Nays. Now in Appropriations. Favorable by Appropriations; 20 Yeas, Zero Nays. **Full Senate Floor Vote, Placed on Special Order Calendar, 04/23/19.**

HB 7113: Transportation & Tourism Appropriations Subcommittee and Trumbull. –

House companion bill to SB 7068 - Identical (General Bill by Infrastructure and Security) - This bill moves monies from vehicle registrations currently allocated to General Revenue into the State Transportation Trust Fund. The bill gradually shifts motor vehicle registration taxes into the State Transportation Trust Fund, and by state fiscal year 2021-2022, this would place an estimated additional \$135 Million per year in the transportation trust fund. This would mean a reduction in state spending in some area(s), that is not addressed in the bill. The bill also creates the Multi-Use Corridors of Regional Economic Significance Program within FDOT. Identified roadways that are to be built by FDOT are the Southwest-Central Florida Connector (Collier County to Polk County); the Suncoast Connector (Citrus to Jefferson County) and the Northern Turnpike Connector (Suncoast Parkway to the Turnpike at Wildwood). The bill requires the new corridors to be tolled and specifies these will be SIS facilities. Additionally, the new corridors would be permitted to use monies from the transportation trust fund, as a loan to be repaid, which during construction would reduce available funds from the rest of the state. Bonding and other financing options are made available as well. Here is the description on the Florida Senate website: Creating the Multi-use Corridors of Regional Economic Significance Program within the Department of Transportation; specifying that projects undertaken in the corridors are tolled facilities and certain approved turnpike projects, and are considered as Strategic Intermodal System facilities; requiring the department to identify certain opportunities to accommodate or co-locate multiple types of infrastructure-addressing issues during the project development phase, etc. Submitted as Committee Bill and Reported Favorably by the House Transportation & Tourism Appropriations Subcommittee; 9 Yeas, 3 Nays. Next stop is a Full House Floor Vote.

Item Number 5A

Agency Reports – Florida Department of Transportation

DISCUSSION:

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

Topics will include:

- Personnel Changes
- Updates to the MPO Handbook
- TIP Template
- Car Allowance
- Document Portal
- MCORES (Multi-Use Corridors of Regional Economic Significance)

REQUESTED ACTION:

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

ATTACHMENT:

None

Item Number 5B

Agency Reports – Florida Division of Federal Highway Administration

DISCUSSION:

Ms. Cathy Kendall, Team Leader of the Planning Team will bring forward information on the following topics:

- General Announcements
- Funding Opportunities
- Legislation and Regulations

REQUESTED ACTION:

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


ATTACHMENTS:

1. Transportation Performance Measures Update.
2. Links to new and updated FHWA websites offering resources to MPOs.

Transportation Performance Measurement

Updates


April 2019



U.S. Department of Transportation
Federal Highway Administration

Recent Milestones

- Oct 1: S/TIP Amendments Include TAM (Transit Asset Management) Targets, TAM Plans and Transit Related PBPP metrics. 1st Amendment request for each MPO – include copies of relevant TIP pages
- Feb 27: MPO Set 2019 Safety Targets



U.S. Department of Transportation
Federal Highway Administration

What's New for FL?

- Agreed upon STIP TPM TAM Language (April)
- Agreed upon STIP Safety Language (March)
- Reviewing STIP PM2 and PM3 Language



What's New in Guidance?

- FHWA Procedure for Safety Performance Measure Computation and State Target Achievement Assessment (February 2019)
- PM2 Pavement Metric Data Dictionary
- Transportation Asset Management Plan Consistency Determination Guidance (February, 2019)

These can all be found at

<https://www.fhwa.dot.gov/tpm/guidance/>



On the Horizon



- May 20, 2019: Any S/TIP Amendments After May 20th Address Bridge, Pavement and System Performance Targets
- May 20, 2019: Any LRTP Amendments address Underlying Planning Processes and Performance Planning requirements for Safety, Bridge, Pavement and System Performance Targets
- June 30, 2019: FDOT submits final TAMP.



For Additional Information



- Stacie Blizzard/Cathy Kendall – Districts 1 – cathy.kendall@dot.gov
- Teresa Parker – Districts 2, 7 - teresa.parker@dot.gov
- Luis Lopez/Cathy Kendall – District 3 – luis.d.lopez@dot.gov
- Stacie Blizzard – Districts 4, 6 – stacie.blizzard@dot.gov
- Jim Martin – District 5 – jim.martin@dot.gov
- FHWA FL Division Website: www.fhwa.dot.gov/fldiv/tpm.cfm



New and Updated FHWA Websites Offering Resources to MPOs

New Planning and Environmental Linkages Resources at
https://www.environment.fhwa.dot.gov/env_initiatives/pel/training.aspx;

New Environmental Justice State of the Practice Resources at
https://www.fhwa.dot.gov/environment/environmental_justice/publications/chng_demo/index.cfm

And
https://www.fhwa.dot.gov/environment/environmental_justice/publications/tpp/index.cfm

Item Number 6A

Business Items & Presentations

Approval of Consensus Document for Transportation Performance Measures

DISCUSSION:

The federal Transportation Performance Measures require that MPOs, DOTs, Transit Providers and others enter into an agreement which defines each participant's role and responsibilities in the planning for, and implementation of, transportation performance measures. Rather than try to formulate twenty-seven individual agreements, Florida is accomplishing this collectively through the MPOAC.

The Transportation Performance Measures requirements found in 23 CFR 490 also necessitates that MPOs report their progress towards meeting their targets to the State DOT annually. At the Florida Metropolitan Planning Partnership (FMPP) meeting in Orlando, FL the required agreement was discussed. In attendance were MPO Staff Directors and staff from Florida MPOs, Florida DOT planning liaisons and Florida DOT central office staff as well as MPOAC and FHWA. Direction was provided at the FMPP to keep the content of this document simple and avoid complications. FHWA Florida Division office also directed that the document does not need to be complicated. MPOAC, Florida DOT and FHWA have worked closely together to create the attached document.

This document will be basis for meeting the federal requirement that MPOs and State DOTs agree to a set of roles and responsibilities in carrying out the requirements of the transportation performance measures.

REQUESTED ACTION:

Motion recommending MPOAC Governing Board approval of the Consensus Document for Transportation Performance Measures.

ATTACHMENT:

1. Consensus Document for Transportation Performance Measures.
2. Table tracking differences between the latest version and previous versions.



Transportation Performance Measures Consensus Planning Document

Purpose and Authority

This document has been cooperatively developed by the Florida Department of Transportation (FDOT) and Florida's 27 Metropolitan Planning Organizations (MPOs) through the Florida Metropolitan Planning Organization Advisory Council (MPOAC), and, by representation on the MPO boards and committees, the providers of public transportation in the MPO planning areas.

The purpose of the document is to outline the minimum roles of FDOT, the MPOs, and the providers of public transportation in the MPO planning areas to ensure consistency to the maximum extent practicable in satisfying the transportation performance management requirements promulgated by the United States Department of Transportation in Title 23 Parts 450, 490, 625, and 673 of the *Code of Federal Regulations* (23 CFR). Specifically:

- 23 CFR 450.314(h)(1) requires that “The MPO(s), State(s), and providers of public transportation shall jointly agree upon and develop specific written procedures for cooperatively developing and sharing information related to transportation performance data, the selection of performance targets, the reporting of performance targets, the reporting of performance to be used in tracking progress toward achievement of critical outcomes for the region of the MPO, and the collection of data for the State asset management plan for the National Highway System (NHS).”
- 23 CFR 450.314(h)(2) allows for these provisions to be “Documented in some other means outside the metropolitan planning agreements as determined cooperatively by the MPO(s), State(s), and providers of public transportation.”

Section 339.175(11), Florida Statutes creates the MPOAC to “Assist MPOs in carrying out the urbanized area transportation planning process by serving as the principal forum for collective policy discussion pursuant to law” and to “Serve as a clearinghouse for review and comment by MPOs on the Florida Transportation Plan and on other issues required to comply with federal or state law in carrying out the urbanized transportation planning processes.” The MPOAC Governing Board membership includes one representative of each MPO in Florida.

This document was developed, adopted, and subsequently updated by joint agreement of the FDOT Secretary and the MPOAC Governing Board. Each MPO will adopt this document by incorporation in its annual Transportation Improvement Program (TIP) or by separate board action as documented in a resolution or meeting minutes, which will serve as documentation of agreement by the MPO and the provider(s) of public transportation in the MPO planning area to carry out their roles and responsibilities as described in this general document.

Roles and Responsibilities

This document describes the general processes through which FDOT, the MPOs, and the providers of public transportation in MPO planning areas will cooperatively develop and share information related to transportation performance management.

Email communications will be considered written notice for all portions of this document. Communication with FDOT related to transportation performance management generally will occur through the Administrator for Metropolitan Planning in the Office of Policy Planning. Communications with the MPOAC related to transportation performance management generally will occur through the Executive Director of the MPOAC.

1. Transportation performance data:

- a) FDOT will collect and maintain data, perform calculations of performance metrics and measures, and provide to each MPO the results of the calculations used to develop statewide targets for all applicable federally required performance measures. FDOT also will provide to each MPO the results of calculations for each applicable performance measure for the MPO planning area, and the county or counties included in the MPO planning area.¹² FDOT and the MPOAC agree to use the National Performance Management Research Data Set as the source of travel time data and the defined reporting segments of the Interstate System and non-Interstate National Highway System for the purposes of calculating the travel time-based measures specified in 23 CFR 490.507, 490.607, and 490.707, as applicable.
- b) Each MPO will share with FDOT any locally generated data that pertains to the federally required performance measures, if applicable, such as any supplemental data the MPO uses to develop its own targets for any measure.
- c) Each provider of public transportation is responsible for collecting performance data in the MPO planning area for the transit asset management measures as specified in 49 CFR 625.43 and the public transportation safety measures as specified in the National Public Transportation Safety Plan. The providers of public transportation will provide to FDOT and the appropriate MPO(s) the transit performance data used to support these measures.

2. Selection of performance targets:

FDOT, the MPOs, and providers of public transportation will select their respective performance targets in coordination with one another. Selecting targets generally refers to the processes used to identify, evaluate, and make decisions about potential targets prior to action to formally establish the targets. Coordination will include as many of the following opportunities as deemed appropriate for each measure: in-person meetings, webinars, conferences calls, and email/written communication. Coordination will include timely

¹ When an MPO planning area covers portions of more than one state, as in the case of the Florida-Alabama TPO, FDOT will collect and provide data for the Florida portion of the planning area.

² If any Florida urbanized area becomes nonattainment for the National Ambient Air Quality Standards, FDOT also will provide appropriate data at the urbanized area level for the specific urbanized area that is designated.

sharing of information on proposed targets and opportunities to provide comment prior to establishing final comments for each measure.

The primary forum for coordination between FDOT and the MPOs on selecting performance targets and related policy issues is the regular meetings of the MPOAC. The primary forum for coordination between MPOs and providers of public transportation on selecting transit performance targets is the TIP development process.

Once targets are selected, each agency will take action to formally establish the targets in its area of responsibility.

- a) FDOT will select and establish a statewide target for each applicable federally required performance measure.
 - i. To the maximum extent practicable, FDOT will share proposed statewide targets at the MPOAC meeting scheduled in the calendar quarter prior to the dates required for establishing the target under federal rule. FDOT will work through the MPOAC to provide email communication on the proposed targets to the MPOs not in attendance at this meeting. The MPOAC as a whole, and individual MPOs as appropriate, will provide comments to FDOT on the proposed statewide targets within sixty (60) days of the MPOAC meeting. FDOT will provide an update to the MPOAC at its subsequent meeting on the final proposed targets, how the comments received from the MPOAC and any individual MPOs were considered, and the anticipated date when FDOT will establish final targets.
 - ii. FDOT will provide written notice to the MPOAC and individual MPOs within two (2) business days of when FDOT establishes final targets. This notice will provide the relevant targets and the date FDOT established the targets, which will begin the 180-day time-period during which each MPO must establish the corresponding performance targets for its planning area.
- b) Each MPO will select and establish a target for each applicable federally required performance measure. To the extent practicable, MPOs will propose, seek comment on, and establish their targets through existing processes such as the annual TIP update. For each performance measure, an MPO will have the option of either³:
 - i. Choosing to support the statewide target established by FDOT, and providing documentation (typically in the form of meeting minutes, a letter, a resolution, or incorporation in a document such as the TIP) to FDOT that the MPO agrees to plan and program projects so that they contribute toward the accomplishments of FDOT's statewide targets for that performance measure.
 - ii. Choosing to establish its own target, using a quantifiable methodology for its MPO planning area. If the MPO chooses to establish its own target, the MPO will coordinate with FDOT and, as applicable, providers of public transportation regarding the approach used to develop the target and the proposed target prior to

³ When an MPO planning area covers portions of more than one state, as in the case of the Florida-Alabama TPO, that MPO will be responsible for coordinating with each state DOT in setting and reporting targets and associated data.

establishment of a final target. The MPO will provide FDOT and, as applicable, providers of public transportation, documentation (typically in the form of meeting minutes, a letter, a resolution, or incorporation in a document such as the TIP) that includes the final targets and the date when the targets were established .

- c) The providers of public transportation in MPO planning areas will select and establish performance targets annually to meet the federal performance management requirements for transit asset management and transit safety under 49 U.S.C. 5326(c) and 49 U.S.C. 5329(d).
 - i. The Tier I providers of public transportation will establish performance targets to meet the federal performance management requirements for transit asset management. Each Tier I provider will provide written notice to the appropriate MPO and FDOT when it establishes targets. This notice will provide the final targets and the date when the targets were established, which will begin the 180-day period within which the MPO must establish its transit-related performance targets. MPOs may choose to update their targets when the Tier I provider(s) updates theirs, or when the MPO amends its long-range transportation plan by extending the horizon year in accordance with 23 CFR 450.324(c).
 - ii. FDOT is the sponsor of a Group Transit Asset Management plan for subrecipients of Section 5311 and 5310 grant funds. The Tier II providers of public transportation may choose to participate in FDOT's group plan or to establish their own targets. FDOT will notify MPOs and those participating Tier II providers following of establishment of transit-related targets. Each Tier II provider will provide written notice to the appropriate MPO and FDOT when it establishes targets. This notice will provide the final targets and the date the final targets were established, which will begin the 180-day period within which the MPO must establish its transit-related performance targets. MPOs may choose to update their targets when the Tier II provider(s) updates theirs, or when the MPO amends its long-range transportation plan by extending the horizon year in accordance with 23 CFR 450.324(c).
 - iii. FDOT will draft and certify a Public Transportation Agency Safety Plan for any small public transportation providers (defined as those who are recipients or subrecipients of federal financial assistance under 49 U.S.C. 5307, have one hundred (100) or fewer vehicles in peak revenue service, and do not operate a rail fixed guideway public transportation system). FDOT will coordinate with small public transportation providers on selecting statewide public transportation safety performance targets, with the exception of any small operator that notifies FDOT that it will draft its own plan.
 - iv. All other public transportation service providers that receive funding under 49 U.S. Code Chapter 53 (excluding sole recipients of sections 5310 and/or 5311 funds) will provide written notice to the appropriate MPO and FDOT when they establish public transportation safety performance targets. This notice will provide the final targets and the date the final targets were established, which will begin the 180-day period within which the MPO must establish its transit safety

performance targets. MPOs may choose to update their targets when the provider(s) updates theirs, or when the MPO amends its long-range transportation plan by extending the horizon year in accordance with 23 CFR 450.324(c).

- v. If the MPO chooses to support the asset management and safety targets established by the provider of public transportation, the MPO will provide to FDOT and the provider of public transportation documentation that the MPO agrees to plan and program MPO projects so that they contribute toward achievement of the statewide or public transportation provider targets. If the MPO chooses to establish its own targets, the MPO will develop the target in coordination with FDOT and the providers of public transportation. The MPO will provide FDOT and the providers of public transportation documentation (typically in the form of meeting minutes, a letter, a resolution, or incorporation in a document such as the TIP) that includes the final targets and the date the final targets were established. In cases where two or more providers operate in an MPO planning area and establish different targets for a given measure, the MPO has the options of coordinating with the providers to establish a single target for the MPO planning area, or establishing a set of targets for the MPO planning area.

3. Reporting performance targets:

- a) Reporting targets generally refers to the process used to report targets, progress achieved in meeting targets, and the linkage between targets and decision making processes FDOT will report its final statewide performance targets to the Federal Highway Administration (FHWA) and the Federal Transit Administration (FTA) as mandated by the federal requirements.
 - i. FDOT will include in future updates or amendments of the statewide long-range transportation plan a description of all applicable performance measures and targets and a system performance report, including progress achieved in meeting the performance targets, in accordance with 23 CFR 450.216(f).
 - ii. FDOT will include in future updates or amendments of the statewide transportation improvement program a discussion of the anticipated effect of the program toward achieving the state's performance targets, linking investment priorities to those performance targets, in accordance with 23 CFR 450.218 (q).
 - iii. FDOT will report targets and performance data for each applicable highway performance measure to FHWA, in accordance with the reporting timelines and requirements established by 23 CFR 490; and for each applicable public transit measure to FTA, in accordance with the reporting timelines and requirements established by 49 CFR 625 and 40 CFR 673.
- b) Each MPO will report its final performance targets as mandated by federal requirements to FDOT. To the extent practicable, MPOs will report final targets through the TIP update or other existing documents.
 - i. Each MPO will include in future updates or amendments of its metropolitan long-range transportation plan a description of all applicable performance measures

and targets and a system performance report, including progress achieved by the MPO in meeting the performance targets, in accordance with 23 CFR 450.324(f)(3-4).

- ii. Each MPO will include in future updates or amendments of its TIP a discussion of the anticipated effect of the TIP toward achieving the applicable performance targets, linking investment priorities to those performance targets, in accordance with 23 CFR 450.326(d).
 - iii. Each MPO will report target-related status information to FDOT upon request to support FDOT's reporting requirements to FHWA.
- c) Providers of public transportation in MPO planning areas will report all established transit asset management targets to the FTA National Transit Database (NTD) consistent with FTA's deadlines based upon the provider's fiscal year and in accordance with 49 CFR Parts 625 and 630, and 49 CFR Part 673.
4. Reporting performance to be used in tracking progress toward attainment of performance targets for the MPO planning area:
- a) FDOT will report to FHWA or FTA as designated, and share with each MPO and provider of public transportation, transportation performance for the state showing the progress being made towards attainment of each target established by FDOT, in a format to be mutually agreed upon by FDOT and the MPOAC.
 - b) If an MPO establishes its own targets, the MPO will report to FDOT on an annual basis transportation performance for the MPO area showing the progress being made towards attainment of each target established by the MPO, in a format to be mutually agreed upon by FDOT and the MPOAC. To the extent practicable, MPOs will report progress through existing processes including, but not limited to, the annual TIP update.
 - c) Each provider of public transportation will report transit performance annually to the MPO(s) covering the provider's service area, showing the progress made toward attainment of each target established by the provider.
5. Collection of data for the State asset management plans for the National Highway System (NHS):
- a) FDOT will be responsible for collecting bridge and pavement condition data for the State asset management plan for the NHS. This includes NHS roads that are not on the State highway system but instead are under the ownership of local jurisdictions, if such roads exist.

For more information, contact:

Mark Reichert, Administrator for Metropolitan Planning, Office of Policy Planning, Florida Department of Transportation, 850-414-4901, mark.reichert@dot.state.fl.us

Carl Mikyska, Executive Director, MPOAC, 850-414-4062, carl.mikyska@mpoac.org

Response to Comments from FHWA on Consensus Document

FHWA/FTA August 2018 Comment	FDOT Jan 2019 Response	FHWA/FTA Feb 2019 Status	FDOT Feb 2019 Response
<p>Purpose and Authority - Critical: As the MPOs develop their FY 2019/20 - 2022/23 TIP, each MPO needs to take an action either accepting the Consensus Document or developing their own documentation. These MPO actions will then satisfy the federal requirements regarding the documentation for sharing performance information which is needed in order for us to approve the STIP on Oct 1, 2019.</p>	<p>Based on input from the MPOAC, the document has been revised to provide for adoption by each MPO (and the provider(s) of transportation in the MPO planning area) through incorporation in the TIP.</p>	<p>As noted at the January 30, 2019 MPOAC meeting, having the Consensus Document as part of the TIP is not a federal requirement. Because of the timing of the development on the consensus document and this year's TIP cycle development, FHWA and FTA will accept other MPO adoption actions/documentation to show approval of the consensus document by October 1, 2019.</p>	<p>Per discussion at the January 30, 2019 MPOAC meeting each MPO has the option of incorporating the Consensus Document in the TIP or by separate board action documented in a resolution or in meeting minutes, prior to October 1, 2019.</p>
<p>Purpose and Authority - Critical: The purpose section clearly identifies that this document is for 350.314(h). No references to 23 CFR 490 are included in the purpose. The only place the document references 23 CFR 490 is in the reporting portion. The consensus document doesn't address the PM3 requirements noted in 23 CFR 490.103(f)(4) which requires documenting the coordination on the travel time dataset and defined reporting segments.</p>	<p>Reference to 23 CFR 490 added to the purpose and to additional places in the full text. Reference to required documentation on coordination for travel time dataset and reporting segments added.</p>	<p>Thank you for the additions. However, they do not describe the coordination efforts or process. Section 1a just states that FDOT and MPOAC will document the coordination for travel time dataset and defined reporting segments. The Consensus document will need to either describe the coordination or reference where that coordination is documented. If documented separately, FDOT will need to provide that documentation to FHWA/FTA. In addition, MPOs will need to go through a similar adoption action as is being done for the Consensus Document.</p>	<p>Document amended to confirm use of the NPMRDS travel time data set and reporting segments.</p>

FHWA/FTA August 2018 Comment	FDOT Jan 2019 Response	FHWA/FTA Feb 2019 Status	FDOT Feb 2019 Response
<p>Purpose and Authority – Enhancement: Suggest modifying the purpose of the document to clarify the purpose to align with the intent of the coordination. “The purpose of the document is to outline the minimum roles of FDOT, the MPOs, and the providers of public transportation in the MPO planning areas <i>to ensure consistency to the maximum extent practicable</i> in satisfying the transportation performance management requirements ...”.</p>	<p>Text added.</p>	<p>Resolved.</p>	
<p>Roles and Responsibilities – Enhancement: The role of public transit providers in data sharing, target setting, and reporting should be expanded.</p>	<p>Additional detail added to all sections of the document where appropriate.</p>	<p>Resolved.</p>	
<p>Section 2 – Critical: This section appears to be more of a communication means; it does not describe the coordination effort or process leading to the selection of targets as noted in 23 CFR 450.206(c)(2).</p>	<p>Additional text added clarifying the process for sharing draft targets, receiving comments, and announcing final targets, generally tied to regularly scheduled MPOAC meetings</p>	<p>Resolved.</p>	
<p>Section 2(a)(i) - Enhancement: The section is unclear as to how long MPOs will have an opportunity to comment on proposed targets and a general timeframe as to when it would occur.</p>	<p>Additional text added clarifying the process for sharing draft targets, receiving comments, and announcing final targets, generally tied to regularly scheduled MPOAC meetings</p>	<p>Resolved.</p>	

FHWA/FTA August 2018 Comment	FDOT Jan 2019 Response	FHWA/FTA Feb 2019 Status	FDOT Feb 2019 Response
Adding this information provides an understanding of the MPO's role.			
Section 2(a)(ii) - Enhancement: The section does not provide a timeline for when FDOT will announce their targets to the MPOs. Adding this information provides an understanding of FDOT's role.	Time frame added to text	Resolved.	
N/A	N/A	New section 3.b.iii. MPOs are not required to report to FHWA directly. Is that the process mutually agreed upon by FDOT and MPOAC?	Language updated to clarify that MPOs will not report to FHWA directly.
N/A	N/A	Good addition to add contact information at the end.	

Item Number 6B

Business Items & Presentations Consolidated Planning Grant

DISCUSSION:

At the MPOAC Leadership meeting which was held in Tallahassee on April 23rd and 24th, 2018 the topic of a Consolidated Planning Grant (CPG) was discussed by FDOT and MPOAC leadership. The leadership expressed an interest in pursuing the CPG because it would offer an easing of administrative burdens on both the MPO and FDOT staff. At the August 02, 2018 meeting of the MPOAC Staff Directors' Committee and the MPOAC Governing Board this topic was presented on the agenda and both bodies expressed interest in advancing the CPG. It is anticipated that the CPG would not alter the burden on FHWA and would ease the administrative burden on FTA. There would be no financial impact to Florida's MPOs. If Florida chooses to pursue the CPG, it would be effective with the next round of MPO UPWPs (2020-22).

REQUESTED ACTIONS:

Motion recommending MPOAC Governing Board approval of the implementation of a Consolidated Planning Grant for Florida's MPOs

ATTACHMENTS:

1. CPG Program Research Summary of Results.
2. Benefits of the Consolidated Planning Grant to the States and MPOs.

Consolidated Grant Program Research Summary of Results

May 8, 2018

- Program basics:
 - Program developed to streamline delivery of the planning programs and provide flexibility in use of planning funds
 - Merges FHWA PL and FTA 5303, 5304 (possibly 5307) funds or even SPR statewide
 - Either FTA or FHWA can be lead that funds are transferred to
 - FTA Flyer
 - UPWP is mechanism for funds
 - Funds transferred on annual basis
- Research:
 - Current known (numbers may change):
 - 31 States have some form of CPG
 - 25 FHWA Lead (# could change still awaiting some responses)
 - 6 FTA Lead (AR, CA, IA, MD, KS, WY)
 - 3 States are exploring (FL, NE, LA)
 - 16 states no or unknown status
 - Majority of the States transfer the funds into 1 program fund and use the same match ratio
 - Majority transfer PL, 5303 funds; a few also SPR; a few also transfer 5304 funds as well
 - FHWA Lead States: Majority have authority to approve UPWP and amendments with FDHWA only signature, but do so after FTA review and concurrence – a few retain dual signature on approvals.
 - FTA Lead States: Mixed – but majority FHWA approves and handles day to day except for billing and authorization issues.
- Common pro:
 - Administration is much easier for State and MPO having a single fund source
 - HQ pretty timely on transfers – done annually
 - For FHWA Lead: Tracking of funds easier because of FMIS and billing
 - MPOs can focus on the planning process rather than the color of money they have to track since the funds are consolidated
 - Transit funding for projects for MPOs easier
- Challenges:
 - Timing with FTA funds – initially after conversion to program
 - Challenges with tracking FTA funds previously this process has helped with visibility
 - Draw down of funds may slow – and funds build up, Obligating Authority can be issue
 - A couple states have multiple match rates for the funds – so segregate funds in UPWP, billing, etc. – so have to track 2 funds
 - FTA has additional procurement process and additional guidelines for Title VI
- Florida – initial discussion with FDOT
 - FHWA Lead
 - Maintain FHWA PL as soft match, FTA fund transfers hard matched
 - Just MPO Program – NOT SPR

BENEFITS OF THE CONSOLIDATED PLANNING GRANT TO THE STATES AND MPOS

- **No SF-424 (standard Federal application) is required.** FTA and FHWA will accept the metropolitan (and statewide) planning work programs as the grant application for both FTA planning funds. FTA will not require a separate SF-424 from the State under the CPG.
- **Elimination of separate FTA and FHWA budget detail.** Under the CPG, FTA will not require a separate FTA and FHWA budget document with activity line items (ALIs) for work program activities, such as long-range planning or Transportation Improvement Program (TIP) development. When needed for programmatic, not budget review purposes by FTA or FHWA, this activity information will be obtained from the work program documents. Financial data (scope level) will come from the funding summaries at the end of the Unified Planning Work Program (UPWP), thereby eliminating the potential for budget revisions. This also saves the States and MPOs from having to prepare individual budgets.
- **Expedited authorization of work.** States/MPOs will have to wait for only one source of funds, not both, to be made available at the beginning of their program period. As long as any planning funds (FTA or FHWA) are available to the “Lead Grant Agency,” those funds can be used for any of the work. Work will be authorized based on availability of combined FHWA and FTA funds. This should lessen, if not eliminate, the need to use FTA’s Letter of No Prejudice or FHWA’s Advance Construction provisions, given that some funds (FHWA or FTA) should always be available at the beginning of the work program period.
- **Elimination of multiple budget ALIs in TEAM.** TEAM will show only the combined FHWA/FTA funding programmed for each State. Budget ALIs will be reported for total funding. By using data at this aggregate level, it will not be necessary for transfers among work program line items to be entered into TEAM.
- **Simplified work activity, accounting and billing.** The State/MPO will not need to identify which categories of fund(s) are budgeted for specific work program activities in the UPWP. Similarly, UPWP expenditures will not need to be tracked by source of funds and work program line items. The MPO requests for reimbursement will not need to indicate the source of the Federal funds claimed. The State’s bill will need to specify only a funding source to be drawn down.
- **One Federal oversight agency.** The “Lead Grant Agency” will have responsibility for day-to-day grant program support activities. Draft and final work programs and progress and financial reports will need to be submitted to the “Lead Grant Agency” only, which will also handle other administrative matters, such as work program changes, allowable cost determination, and audit processing. FTA and FHWA will retain their responsibility for program management and oversight, including the review of the UPWP and UPWP amendments. The FHWA Division Office and the FTA Regional Office will coordinate review of the final reports and mutually determine whether the grant is ready to be closed by the FTA

region. Therefore, States/MPOs will need to work with only one Federal agency on administrative issues.

- **Simplified procedures for fund carryover/grant extension options.** In non-CPG States, FHWA funds in previous grants (work programs) may be released and reprogrammed, upon request of the State, in new work programs at any time. Unexpended balances from FTA grants that exceed the four-year period of availability will lapse to the State if deobligated. FTA will work with States that elect to participate in the CPG on a case-by-case basis to close out previous FTA planning grants without the lapsing of funds. In CPG States, FHWA funds transferred to FTA will be administered by FTA and will remain in an open grant in the TEAM system until either the funds are disbursed or if any funds remaining will not be spent then they will be deobligated. The goal of the CPG program is to have only one combined FTA/FHWA grant to which all incurred cost will be charged during the State's or MPO's program period. This will reduce the number of open grants and the associated accounting and paperwork burden. States' participants in the CPG have the option to treat the CPG grants as one-year grants with a new project and grant created for each year's work program or amend the original grant to include several successive years' work programs. For example, the original grant could, through successive amendments, extend over the life of the reauthorization legislation. (Note that SAFETEA-LU restructured FTA accounts. Beginning in FY2006, CPG program funds are trust funded and new grants had to be established for CPG program funds. Grants can be amended in subsequent years.)
- **Consolidated reporting.** The State will submit periodic progress and financial reports to only the "Lead Grant Agency" instead of to both FHWA and FTA. Reporting annually is the required minimum, but it could be more frequent as agreed to by the field offices. Under the CPG program, progress and financial reports submitted by the State and MPO just need to specify the amount of total Federal funds that have been expended on specific activities and will not have to specify how much FHWA and FTA funds have been spent on activities. MPO reports will be submitted through States in accordance with State procedures. Similarly, products produced with the consolidated funds would only need to be submitted to the lead administrative Federal agency.
- **Continuing/combined subgrant agreements.** States can enter into continuing agreements with MPOs that cover FTA and FHWA funded planning and then issue annual letters requesting transfer of each year's funding. This eliminates the need for annual negotiations and legal review of subgrant agreements.
- **Single Federal match ratio.** States with differing FTA and FHWA match ratios have the option to use the higher matching ratio.
- **Consolidated single audit reporting.** Expenditures of FHWA funds transferred to FTA can be reported under FTA's CFDA number(s), and expenditures of FTA funds transferred to FHWA can be reported under FHWA's CFDA number.

Item Number 6C

Business Items & Presentations MPOAC Freight Committee Project Priorities List

DISCUSSION:

Since 2013, the MPOAC Freight Committee has met 18 times. The Freight Committee worked with the 27 Florida MPOs to develop a process whereby MPOs can submit their highest priority freight-related transportation projects to MPOAC who in turn assembled a statewide MPO priority list which will be shared with Florida DOT. All projects have been screened by the Freight Committee to insure the projects support the agreed upon intent of the program. This list of projects is intended to assist Florida DOT in their project programming efforts.

Each project listed in the document has the same priority.

REQUESTED ACTIONS:

Motion recommending MPOAC Governing Board approval of the list of 2019 MPOAC Freight Priority Projects to be transmitted to Florida DOT.

ATTACHMENT:

To be provided at the meeting.

Item Number 6D

Business Items & Presentations MPOAC Executive Director Performance Review

DISCUSSION:

MPOAC bylaws require an annual performance evaluation of the Executive Director by the Executive Committee of MPOAC. The Executive Committee consists of the Chair, Vice-Chair and one at-large member of the Governing Board as well as the Chair and Vice-Chair of the Staff Directors' Committee.

The Executive Committee meet on April 01, 2019 and reviewed Mr. Mikyska's performance for the past two years. Using an evaluation tool, the committee ranked his performance as a 3.8 out of a 4.0 scale. A summary of the evaluation is included.

REQUESTED ACTIONS:

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

ATTACHMENT:

Summary document of the performance evaluation.

Memo

To: Nick Maddox, Chairman, and Members
of the MPOAC Executive Committee

From: Paul Gougelman, MPOAC General Counsel

Date: March 28, 2019

Re: 2017-2018 Executive Director Evaluation

Below is the summary of ratings for Carl Mikyska from members of the Executive Committee for years 2017 and 2018. At the Monday, April 3rd meeting of the Executive Committee you will be asked to review this information, discuss the evaluation, and give final approval to the evaluation.

A. Maintains effective communication with and availability for the Staff Directors and Governing Board.

Maddox – Caletka – Meehan – Stuart - Bollenback

4 - 4 - 4 - 3 - 3 = average of 3.6

B. Represents the MPOAC well, understands role, and implements the Board's vision.

Maddox – Caletka – Meehan – Stuart - Bollenback

4 - 4 - 4 - 4 - 4 = average of 4.0

C. Understands and maintains compliance with Federal and State MPO requirements as they apply to the MPOAC.

Maddox – Caletka – Meehan – Stuart - Bollenback

4 - 4 - 4 - 4 - 4 = average of 4.0

D. Understands current trends and issues impacting the MPOAC and membership, informs the Staff Directors and Governing Board as to their implications.

Maddox – Caletka – Meehan – Stuart - Bollenback

4 - 4 - 4 - 4 - 3 = average of 3.8

E. Hires and develops qualified staff appropriate for day-to-day operations and guides staff to achieve objectives.

Maddox – Caletka – Meehan – Stuart - Bollenback

4 - 3 - 4 - 3 - 4 = average of 3.6

F. Maintains public image of the MPOAC representing service, vitality and professionalism while enhancing the viability and identity of the organization.

Maddox – Caletka – Meehan – Stuart - Bollenback

4 - 4 - 4 - 4 - 3 = average of 3.8

G. Builds relationships and encourages the creation of partnerships with other organizations that contribute to the MPOAC's mission and vision.

Maddox – Caletka – Meehan – Stuart - Bollenback

4 - 4 - 4 - 4 - 4 = average of 4.0

H. Develops sound budgets for current and future revenues and expenses necessary to maintain daily and overall.

Maddox – Caletka – Meehan – Stuart - Bollenback

4 - 4 - 4 - 3 - 3 = average of 3.6

I. Meets challenges head on.

Maddox – Caletka – Meehan – Stuart - Bollenback

4 - 4 - 4 - 4 - 3 = average of 3.8

J. Manages assets including technology, equipment, budget, and office space.

Maddox – Caletka – Meehan – Stuart - Bollenback

4 - 4 - 4 - 4 - 3 = average of 3.8

K. Encourages public involvement and maintains transparency for the Board, the public, and staff.

Maddox – Caletka – Meehan – Stuart - Bollenback

4 - 3 - 4 - 4 - 3 = average of 3.6

L. Inspires confidence, establishes credibility with the Governing Board, Staff Directors, MPO Staff and partners.

Maddox – Caletka – Meehan – Stuart - Bollenback

4 - 4 - 4 - 4 - 4 = average of 4.0

M. Maintains a “big picture” outlook and is aware of industry issues.

Maddox – Caletka – Meehan – Stuart - Bollenback

4 - 4 - 4 - 4 - 3 = average of 3.8

N. Exhibits diligence in leading the MPOAC.

Maddox – Caletka – Meehan – Stuart - Bollenback

4 - 4 - 4 - 4 - 4 = average of 4.0

O. Forecasts trends, responds to change, and invites innovation.

Maddox – Caletka – Meehan – Stuart - Bollenback

4 - 4 - 4 - 3 - 3 = average of 3.8

P. Solicits and acts upon the ideas of others when appropriate.

Maddox – Caletka – Meehan – Stuart - Bollenback

4 - 4 - 4 - 4 - 3 = average of 3.8

Q. Demonstrates excellence in carrying out job responsibilities and accomplishing goals.

Maddox – Caletka – Meehan – Stuart - Bollenback

4 - 4 - 4 - 4 - 4 = average of 4.0

S. Participates in relevant and worthwhile professional organizations.

Maddox – Caletka – Meehan – Stuart - Bollenback

4 - 4 - 4 - 4 - 4 = average of 4.0

Overall Average – 69 divided by 18 categories = 3.833

According to the rating scale, “outstanding” is equal to a perfect score of 4 points, and “good” is equal to a perfect score of 3 points. 4 points would be difficult to attain and would require every rater to score every category as a “4.” Mr. Mikyska’s rating of 3.833 is as a performer whose average is approaches a perfect score of “outstanding.”

ADDITIONAL COMMENTS BY MEMBERS OF THE EXECUTIVE COMMITTEE:

Caletka: I appreciate that Mr. Mikyska goes beyond his normal responsibilities to further the visibility of the organization. In particular, I received much positive feedback from other elected regarding his outreach to the Florida League of Cities.

Mr. Mikyska has proven himself to be a great communicator. His summary of legislative action is clear and concise. The updates are highlighted to allow the reader to follow actions without having to reread the entire document.

Nick Maddox, Chairman, and Members
of the MPOAC Executive Committee
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Other elected on the Governing Board have made positive comments to me regarding Mr. Mikyska's overall performance.

As I have grown to truly know Mr. Mikyska, I found him to be very grounded and disciplined. It is clear that he wants to be the best Executive Director possible by taking pride in his work. I have also found him to be a pleasant person to work with professionally.

Stuart: None

Maddox: Carl does an exceptional job and represents the MPOAC well.

Bollenback: Carl continues to provide excellent support to MPOAC members throughout the state. He maintains a wonderfully positive demeanor and conducts himself with a high level of professionalism in all dealings.

Carl is a very good listener and communicator. He's typically very well informed, but is also comfortable asking questions or conducting research when he doesn't have an answer. He's also generous in sharing his knowledge with others.

Meehan: Carl has done an outstanding job keeping the Governing Board informed of the issues, managing an efficient budget, and maintaining great communication skills. Keep up the good work.

GOALS AND OBJECTIVES FOR THE COMING YEAR AS ANNOUNCED BY MEMBERS OF THE EXECUTIVE COMMITTEE:

Caletka: My number One Goal would to repeat everything that Mr. Mikyska is doing this year, for next year.

Stuart: Focus on grant consolidation and renew effort to only restrict PL/SU dollars to federal requirements.

Maddox: No comment.

Bollenback: Continue to identify and provide resources to member organizations that help minimize potentially duplicative efforts and advance the interests of MPO's (*i.e.* legislative talking points and/or outline of effective practices for communicating with legislators; MPOAC membership outline; *etc.*)

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Keep members fully informed and engaged in transportation reauthorization activities.

Monitor and inform members of the data reported as part of Transportation Performance Management (TPM) and the potential impacts of Florida's measures relative to other states.

Meehan: No comment.

PRG/ns

MPOAC/Mikyska Evaluation2.Mem

Item Number 6E

Business Items & Presentations Florida DOT Presentation of Roundabouts

DISCUSSION:

Ms. Rusty Ennemoser, PhD, Statewide Public Involvement/Community Resources Coordinator with the Florida Department of Transportation will present on the topic of roundabouts. At the November 2018 Meeting of the MPOAC Governing Board there was a discussion of roundabouts and several members expressed concern about their use in Florida.

This non-engineering presentation will include why roundabouts have captured the attention of Departments of Transportation around the country, and how FDOT is leading the way on educating the public on their use and purpose. FDOT has created a special training for project managers how to engage and educate the public about roundabouts and a website that offers instructional resources to staff and the public.

REQUESTED ACTIONS:

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

ATTACHMENT:

None

Item Number 7
Communications

DISCUSSION:

For information only.

REQUESTED ACTION:

As may be desired.

ATTACHMENT:

1. Latest MPOAC Legislative Newsletter.
2. MPOAC Letter to Senate President Galvano.
3. Article about scooters and their dangers.

*Commissioner Nick Maddox
Chair*

Legislative Update for the week ending 04/19/2019

Overview

Greetings readers!! This has been a busy week over at the Legislature, we are nearing the end of session and next week is the last week of scheduled committee meetings. Tuesday is the last day of committee meetings and for bills to be heard in committee. I will point out that under the calendar of committee meetings on page 2 you will see that the House Rules Committee is meeting on Friday. The end of committee meetings means a few things, a bit of an easier time tracking bills but not content. Most notably any bill that still has a committee stop is effectively dead. This edition of your newsletter shows several bills in ~~strikethrough~~, that is to indicate a bill that still has committee stops and has no possibility of passing this year. Keep in mind that the content of the bill can still appear as an amendment in another bill on a related topic. So it does not mean the concept in a bill is gone, but we can stop tracking these particular bills. It does mean that bills which are advancing can get really tough to track since amendments start happening rapidly. This makes it difficult to know where to look for language you either want or want to keep out. Next week, the bills in ~~strikethrough~~ will not be part of your newsletter.

Next week also starts the budget discussions between the House and Senate, the two chambers and their budget proposals were discussed in an earlier newsletter. At that time we shared with you that the two budgets were not too far apart which bodes well for the budget sessions and for an on time adjournment. Bills that are similar but not identical will also be figured out. Whose version, the House or Senate version, will be figured out so that one can advance to the Governor's desk.

A couple of bills to highlight for readers: The Senate texting while driving bill by Simpson passed the last committee stop and was amended to require cell phones be hands-free while driving. This is most closely to what MPOAC has as our legislative policy position #2, it was pleasing to see this amendment and the support for the bill at the Rules Committee on Wednesday. Both the Senate bill and the House bill (HB 107) related to distracted driving will be headed to a full floor vote on Tuesday. A quick side-trip, hats off to Senator Benacquisto who chairs the Rules Committee, there was a long list of bills to be heard on Tuesday at her Rules Committee, several of which were contentious, and the audience was at times very unruly. A few Senators might also be accused of being unruly as well, but Senator Benacquisto ran an orderly meeting and was adamant that each person be respectful of others. Compliments to her for handling a difficult meeting with a perfect combination of grace and determination.

Another bill of great interest to the membership is SB 7068 which is ready for a Senate Floor vote. Senator Lee is shepherding the Transportation Infrastructure bill forward. For those of you who have not memorized every bill in the legislature this year (which is all of us), this is the bill that calls for the Department of Transportation to look at three new transportation corridors on the west side of the state. Senator Lee is hearing the concerns of his fellow Senators and working with them. Many environmental concerns have been raised which may cause

changes to the bill. But Senator Lee is a statesman who knows how to bring parties together for the betterment of Florida. SB 7068 is in good hands. The bill is set to be heard on the Senate Floor Tuesday.

As always, the new bills and changes to existing bills are shown in **RED** in the last section of the newsletter. Sections shown in ~~striketrough~~ represent items removed due to an amendment to a bill. Your MPOAC Legislative Update will keep you apprised of changes and amendments.

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

Important Dates for the 2019 Legislative Session

- January 25, 2019 - deadline for submitting requests for drafts of general bills and joint resolutions, including requests for companion bills
- March 1, 2019 - Deadline for approving final drafts of general bills and joint resolutions, including companion bills
- March 5, 2019 - Regular Session convenes, deadline for filing bills for introduction
- April 20, 2019 - All bills are immediately certified, motion to reconsider made and considered the same day
- April 23, 2019 - Last day for regularly scheduled committee meetings
- May 3, 2019 - Last day of Regular Session

Committee Meetings Next Week of Interest to the Membership

Monday, April 22, 2019

- Senate Full Chamber Session – Monday evening
- House Full Chamber Session – 12:30 PM

Tuesday, April 23, 2019

- Senate Full Chamber Session – 10:00 AM – 1:00 PM
- Senate Rules Committee – Senate Office Building Rm 110 – 2:00PM
- House Full Chamber Session – 12:30 PM

Wednesday, April 24, 2019

- Senate Full Chamber Session – 10:00AM
- House Full Chamber Session – 10:30 AM

Thursday, April 25, 2019

- Senate Full Chamber Session – 10:00AM
- House Full Chamber Session – 10:30 AM

Friday, April 26, 2019

- Senate Full Chamber Session – 10:00AM
- House Rules Committee – 5:00PM
- House Full Chamber Session – 10:30 AM

Legislation of interest to the membership

This is a summary of transportation related bills filed and published on the legislature's website as of April 19, 2019. Bills are listed in numerical order for your convenience. As the session and bills progress, this ordering of bills will make it easier to follow the status of any particular bill you are tracking. All updates to this section of the newsletter and bills shown below will be in **RED** so you can quickly distinguish between updates and old news. Sections shown in ~~strikethrough~~ represent items removed due to an amendment to a bill.

HB 5: Discretionary Sales Surtaxes – (General Bill by Local, Federal and Veterans Affairs Subcommittee; DeCeglie; Co-Introducers: Hill) – Similar to SB 336 by Brandes (Requires Sales Surtax referendum be held on a general election ballot only). This bill does a number of things, the primary concern to transportation is the requirement that any sales surtax that could be used by transportation and/or infrastructure would have to be put to a vote of the residents in a general election and would require approval by two-thirds of electors voting on the ballot measure to pass. The bill would also require a county wanting to hold a discretionary sales surtax referendum to notify the Office of Program Policy Analysis and Government Accountability at least 180 days prior to the vote. If not, the vote is voided. Referred to Local, Federal and Veterans Affairs Subcommittee; Ways and Means Committee; State Affairs Committee. Passed Local, Federal and Veterans Affairs Subcommittee; 9 Yeas, 3 Nays. Passed Ways and Means Committee; 12 Yeas, 5 Nays. Now in State Affairs Committee. Passed State Affairs Committee; 14 Yeas, 7 Nays. Next stop is a full House Floor vote. Placed on House Calendar for a full Floor vote 04/10/2019. Passed the House 69 Yeas, 44 Nays. **Sent to the Senate, Referred to Community Affairs; Finance and Tax; Appropriations Committees.**

~~**SB 68: Transportation Disadvantaged – (Book)** – Requiring community transportation coordinators, in cooperation with the coordinating board, to plan for and use any available and cost effective regional fare payment systems that enhance cross-county mobility for specified purposes for the transportation disadvantaged; requiring each coordinating board to evaluate multicounty or regional transportation opportunities to include any available regional fare payment systems that enhance cross-county mobility for specified purposes for the transportation disadvantaged, etc. Referred to Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations.~~

~~**HB 71: Traffic Offenses – (McClain; Co-Introducers: Stevenson; Stone)** – Identical to SB 158 by Baxley. Provides criminal penalties for person who commits moving violation that causes serious bodily injury to or death of vulnerable road user; requires person to pay specified fine, serve minimum period of house arrest, & attend driver improvement course; requires court to revoke person's driver license for minimum specified period; defines "vulnerable road user". Referred to Transportation and Infrastructure Subcommittee; Criminal Justice Subcommittee; State Affairs Committee.~~

SB 72: Alligator Alley Toll Road – (Passidomo; Co-Introducers: Hooper) – Identical to HB 6011 by Rommel. Requiring specified fees to be used indefinitely, instead of temporarily, to reimburse a local governmental entity for the direct actual costs of operating a specified fire station, etc. Referred to Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations. On Committee Agenda – Infrastructure and Security, 02/19/2019, 4:30PM, Room 110 Senate Building. Favorable by Infrastructure and Security; 8 Yeas, Zero Nays. Now in Appropriations Subcommittee on Transportation, Tourism and Economic Development. Favorable by Appropriations

Subcommittee on Transportation, Tourism and Economic Development; 5 Yeas, Zero Nays. Now in Appropriations. On Committee agenda-- Appropriations, 03/27/19, 1:00 pm, 412 Knott Building. Passed Appropriations Committee; 20 Yeas, Zero Nays. Next stop is a full Senate Floor vote.

HB 75: Expanded Uses of Unmanned Aircraft – (Yarborough; Co-Introducers: Grieco; Killebrew) – Similar to SB 132 by Rouson. Permits use of drones by law enforcement agencies & other specified entities for specified purposes. Referred to Criminal Justice Subcommittee; State Affairs Committee; Judiciary Committee. On Committee agenda-- Criminal Justice Subcommittee, 02/06/19, 9:00 am, Sumner Hall. Favorable by Criminal Justice Subcommittee, 14 Yeas, 1 Nay. On Committee agenda-- State Affairs Committee, 02/19/19, 3:00 pm, Morris Hall. Committee Substitute by State Affairs Committee, passed 22 Yeas, Zero Nays. Passed Judiciary Committee; 17 Yeas, 1 Nay. Pending review of Committee Substitute. This bill has passed all House committees. First reading on House Floor 03/11/2019. Placed on Special Calendar for a Full House Floor Vote 04/17/2019. **Amended on the Floor and Passed 114 Yeas, Zero Nays.**

SB 76: Use of Wireless Communications Devices While Driving – (Simpson; Co-Introducers: Passidomo; Hooper; Mayfield; Book; Rouson; Berman) – Similar to HB 107 (Toledo, Slosberg) and H 45 (Slosberg). Creating the "Florida Ban on Wireless Communications Devices While Driving Law"; prohibiting a person from operating a motor vehicle while listening or talking on a wireless communications device for the purpose of voice interpersonal communication; deleting a provision requiring that enforcement of this section be accomplished only as a secondary action, etc. Referred to Infrastructure and Security; Innovation, Industry, and Technology; Judiciary; Rules. On Committee agenda-- Infrastructure and Security, 02/19/19, 4:30 pm, 110 Senate Building. Committee Substitute by Infrastructure and Security; passed with 8 Yeas, Zero Nays. Now in Innovation, Industry, and Technology Committee. Passed Innovation, Industry, and Technology Committee; 9 Yeas, Zero Nays. Now in Judiciary. On Committee agenda-- Judiciary, 03/25/19, 4:00 pm, 110 Senate Building. *Editorial Note: This bill was changed to be limited to only texting while driving, the sponsor stated that he would like a hands free bill.* Passed Judiciary Committee; 5 Yeas, 1 Nay. Now in Rules Committee. On Committee agenda-- Rules, 04/17/19, 2:00 pm, 110 Senate Building. **Amended to be hands free while driving, Passed Rules 15 Yeas, Zero Nays. Scheduled for a Senate Floor vote 04/23/2019. This version is preferred by MPOAC (see our legislative policy position #2) over the current House version.**

SB 78: Public Financing of Construction Projects – (Rodriguez) – Identical to HB 169 by Fernandez. Prohibiting state-financed constructors from commencing construction of certain structures in coastal areas without first conducting a sea level impact projection study and having such study published and approved by the Department of Environmental Protection; requiring the department to develop by rule standards for such studies; providing for enforcement; requiring the department to publish such studies on its website, subject to certain conditions, etc. Referred to Environment and Natural Resources; Infrastructure and Security; Appropriations Subcommittee on Agriculture, Environment, and General Government; Appropriations. On the Committee Agenda - Environment and Natural Resources, 03/12/2019, 4:00PM Room 37 Senate Office Building. Passed Environment and Natural Resources; 5 Yeas, Zero Nays. Now in Infrastructure and Security. On Committee Agenda – Infrastructure and Security, 04/09/2019, 10:00AM, 110 Senate Office Building. Favorable by Infrastructure and Security; 7 Yeas, Zero Nays. Now in Appropriations Subcommittee on Agriculture, Environment, and General Government.

HB 107: Use of Wireless Communications Devices While Driving – (Toledo; Slosberg; Co-Introducers: Beltran; Casello; Cortes; Duran; Eskamani; Gottlieb; Grieco; Hattersley; Killebrew; Massullo; McClure; Overdorf; Polo; Smith, C.; Stark; Stevenson; Thompson; Webb) – Similar to SB 76 (Simpson). Revises short title & legislative intent; prohibits person from operating motor vehicle while using wireless communications device for purpose of nonvoice or voice interpersonal communication; redefines term "wireless communications device" to include voice communications; requires deposit of fines into Emergency Medical Services Trust Fund; removes provision requiring that enforcement be accomplished only as secondary action. Referred to Transportation and Infrastructure Subcommittee; Appropriations Committee; State Affairs Committee. On Committee agenda-- Transportation and Infrastructure Subcommittee, 03/26/19, Noon, Reed Hall. *Editorial Note: This bill was changed to be limited to only texting while driving. The second committee stop was also removed this week meaning the bill only has one more committee prior to a full House Floor vote.* Passed Transportation and Infrastructure Subcommittee; 13 Yeas, Zero Nays. Original reference to Appropriations Committee Removed, Now in State Affairs Committee. Passed State Affairs Committee; YEAS 20 NAYS 0. **Scheduled for a House Floor vote 04/23/2019. This version prohibits texting while driving only, other cell phone uses would be permissible while driving unless it is amended. The House can lay this bill on the table and substitute the Senate version.**

SB 116: Motor Vehicle Racing – (Stewart) – Identical to HB 611 (Mercado). Increasing the criminal penalty for a third or subsequent violation related to motor vehicle racing within a specified period after the date of a prior violation that resulted in a conviction, etc. Referred to Infrastructure and Security; Criminal Justice; Judiciary; Rules. On Committee agenda-- Infrastructure and Security, 02/19/19, 4:30 pm, 110 Senate Building. Favorable by Infrastructure and Security; 8 Yeas, Zero Nays. Now in Criminal Justice. Favorable by Criminal Justice; 5 Yeas, Zero Nays. Now in Judiciary. On Committee agenda-- Judiciary, 03/18/19, 4:00 pm, 110 Senate Building. Favorable by Judiciary; 6 Yeas, Zero Nays. Now in Rules. **On Committee agenda-- Rules, 04/23/19, 2:00 pm, 110 Senate Building.**

SB 132: Drones – (Rouson) – Similar to HB 75 (Yarborough). Defining the terms “dangerous or deadly weapon” and “large-scale event”; authorizing the use of a drone by a law enforcement agency to prepare for or monitor safety and security at a large-scale event; prohibiting a law enforcement agency using a drone in an authorized manner from equipping it with specified attachments or using it to fire projectiles, etc. Referred to Criminal Justice; Infrastructure and Security; Rules. On Committee agenda—Criminal Justice, 02/11/19, 2:30PM Room 37 Senate Bldg. Committee Substitute by Criminal Justice; 5 Yeas, 0 Nays. Now in Infrastructure and Security.

SB 144: Impact Fees – (Gruters) – Similar to HB 207 (Donalds). Revising the minimum requirements for impact fees adopted by a local government; exempting water and sewer connection fees from the Florida Impact Fee Act, etc. Referred to Community Affairs; Finance and Tax; Appropriations. On Committee agenda-- Community Affairs, 02/05/19, 2:00 pm, 301 Senate Building --Temporarily Postponed. Favorable by Community Affairs; 5 Yeas, Zero Nays. Now in Finance and Tax. On Committee agenda-- Finance and Tax, 03/20/19, 1:30 pm, 401 Senate Building. Favorable by Finance and Tax; 8 Yeas, Zero Nays. Now in Appropriations. On Committee agenda-- Appropriations, 03/27/19, 1:00 pm, 412 Knott Building. Passed Appropriations Committee; 19 Yeas, Zero Nays. Next step is a full Senate Floor vote. Read 3 times, Substituted HB 207, Laid on Table, refer to HB 207.

SB 158: Traffic Offenses – (Baxley) – Identical to HB 71 by McClain. Citing this act as the "Vulnerable Road User Act"; providing criminal penalties for a person who commits a moving violation that causes serious bodily injury to, or causes the death of, a vulnerable road user;

~~requiring that the person pay a specified fine, serve a minimum period of house arrest, and attend a driver improvement course; requiring that the court revoke the person's driver license for a minimum specified period, etc. Referred to Infrastructure and Security; Appropriations Subcommittee on Criminal and Civil Justice; Appropriations.~~

~~**HB 169: Public Financing of Construction Projects – (Fernandez)** – Identical to SB 78 by Rodriguez. Prohibiting state financed constructors from commencing construction of certain structures in coastal areas without first conducting a sea level impact projection study and having such study published and approved by the Department of Environmental Protection; requiring the department to develop by rule standards for such studies; providing for enforcement; requiring the department to publish such studies on its website, subject to certain conditions, etc. Referred to Agriculture and Natural Resources Subcommittee; Appropriations Committee; State Affairs Committee.~~

HB 207: Impact Fees – (Donalds) – Similar to SB 144 (Gruter). Revises minimum requirements for adoption of impact fees by specified local governments; authorizes prevailing party to recover attorney fees under certain circumstances; exempts water & sewer connection fees from Florida Impact Fee Act. Referred to Local, Federal and Veterans Affairs Subcommittee; Commerce Committee; State Affairs Committee. On Committee agenda-- Local, Federal and Veterans Affairs Subcommittee, 02/20/19, 4:00 pm, 12 HOB. Committee Substitute by Local, Federal and Veterans Affairs Subcommittee; 14 Yeas, Zero Nays. Favorable by Commerce Committee; 22 Yeas, Zero Nays. Now in State Affairs Committee. Favorable by State Affairs Committee; 22 Yeas, Zero Nays. This bill has passed all committees and now goes to a full House floor vote. Placed on Special Order Calendar for Full House Floor Vote, 03/27/19. Passed the Florida House; 101 Yeas, 12 Nays. Sent to Senate, Substituted for SB 144, Passed Senate 39 Yeas, 1 Nay. House – Ordered enrolled.

SB 306: Traffic Infraction Detectors – (Brandes) – Similar to HB 6003 by Sabatini. Repealing provisions relating to the installation and use of traffic infraction detectors to enforce specified provisions when a driver fails to stop at a traffic signal, provisions that authorize the Department of Highway Safety and Motor Vehicles, a county, or a municipality to use such detectors, and the distribution of penalties collected for specified violations; amending provisions relating to distribution of proceeds, enforcement by traffic infraction enforcement officers using such detectors, procedures for disposition of citations, preemption of additional fees or surcharges, compliance, amount of penalties, registration and renewal of license plates, and points assessed for certain violations, to conform provisions to changes made by the act, etc. Referred to Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations. Withdrawn.

~~**HB 309: Railroad Highway Grade Crossings – (Duggan)** – Similar to SB 608 by Bean. Prohibits railroad train from blocking public highway, street, or road at railroad highway grade crossing for more than specified time period; provides exceptions; provides civil penalties; exempts certain persons from liability for violations. Referred to Transportation and Infrastructure Subcommittee; Civil Justice Subcommittee; State Affairs Committee.~~

HB 311: Autonomous Vehicles – (Fisher) – Co-Introducers: Rodriguez; Mayfield) – Similar to SB 932 by Brandes. Exempts autonomous vehicles & operators from certain prohibitions; provides that human operator is not required to operate fully autonomous vehicle; authorizes fully autonomous vehicle to operate regardless of presence of human operator; provides that automated driving system is deemed operator of autonomous vehicle operating with system engaged; authorizes Florida Turnpike Enterprise to fund & operate test facilities; provides requirements for operation of on-demand autonomous vehicle networks; revises

registration requirements for autonomous vehicles. Referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; State Affairs Committee. Favorable by Transportation and Infrastructure Subcommittee; 14 Yeas, Zero Nays. Now in Transportation and Tourism Appropriations Subcommittee. Favorable by Transportation and Tourism Appropriations Subcommittee; 9 Yeas, Zero Nays. Now in State Affairs Committee. On State Affairs Committee Agenda for 03/28/2019 – Temporarily Postponed. Passed State Affairs Committee with Amendments, 20 Yeas, 1 Nay. Now in State Affairs Committee. **Passed State Affairs Committee; 20 Yeas, 1 Nay. Full House Floor Vote, Placed on Special Order Calendar, 04/23/19.**

HB 341: Motor Vehicles and Railroad Trains – (LaMarca) – Identical to SB 1002 by Hutson. Requires that, in event of crash involving railroad train, collection of certain information be at discretion of law enforcement officer having jurisdiction to investigate crash; specifies that certain persons are not considered passengers for purpose of making crash reports. Referred to Transportation and Infrastructure Subcommittee; Criminal Justice Subcommittee; State Affairs Committee. CS by Transportation and Infrastructure Subcommittee; 13 Yeas, Zero Nays. Now in Criminal Justice Subcommittee. Favorable by Criminal Justice Subcommittee; 13 Yeas, Zero Nays. Now in State Affairs Committee. Passed State Affairs Committee; 19 Yeas, Zero Nays. Next Stop is a full House Floor vote. Placed on Special Order Calendar 04/10/2019. Passed Full House Floor Vote 116 Yeas, Zero Nays. **Sent to the Senate, Referred to Infrastructure and Security; Criminal Justice; Rules.**

SB 350: Impact Fees – (Hutson) – ~~Prohibiting local governments from charging impact fees for certain developments, etc. Referred to Community Affairs; Infrastructure and Security; Appropriations. Committee Substitute Favorable by Community Affairs; 5 Yeas, Zero Nays. Now in Infrastructure and Security.~~

HB 385: Transportation – (Avila) – *Editorial Notes: This bill had a strike-all amendment filed and passed at the last committee stop. The primary provisions of this bill are: Eliminates the MDX and assigns all assets and liabilities to the Florida Department of Transportation, restricts the expenditures of the half-penny sales tax to only being expended on capital improvements, restructures the Miami-Dade TPO Board, and prohibits the collection of an optional membership fee by the Miami-Dade TPO for use on non-federally eligible expenditures. Please note, this bill is advancing rapidly and seems likely to pass.*

Requires certain authority members to comply with financial disclosure requirements; limits levy of & revises authorized uses of certain surtaxes; revives Pilot Rebuilt motor vehicle inspection program; revises provisions relating to DOT design plan approval, transportation project programs, toll collection & use, & M.P.O. membership; repeals pts. I & V of ch. 348, F.S., related to Florida Expressway Authority Act & Osceola County Expressway Authority Law. Referred to Transportation and Infrastructure Subcommittee; Ways and Means Committee; State Affairs Committee. On Committee agenda-- Transportation and Infrastructure Subcommittee, 02/13/19, 1:30 pm, Reed Hall. Committee Substitute by Transportation and Infrastructure Subcommittee; 15 Yeas, 0 Nays. Now in Ways and Means Committee. CS/CS by Ways and Means Committee; 17 Yeas, Zero Nays. Now in State Affairs Committee. Passed State Affairs Committee with Amendments, 20 Yeas, Zero Nays. Placed on Special Order Calendar for a Full House Floor Vote 04/17/2019. **Amended on the House Floor, passed 80 Yeas, 33 Nays.**

HB 453: Micromobility Devices and Motorized Scooters – (Toledo) – Similar to SB 542 (Brandes). Authorizes county or municipality to regulate operation of micromobility devices & for-hire motorized scooters; authorizes county or municipality to require licensure; requires proof of certain insurance coverage; provides that regulation of micromobility devices & for-hire motorized scooters is controlled by state & federal law; provides that operator has all rights &

duties applicable to rider of bicycle; exempts micromobility device or motorized scooter from certain requirements; provides that person is not required to have valid driver license to operate micromobility device or motorized scooter; authorizes parking on sidewalk; removes requirements for sale of motorized scooters; exempts micromobility devices & motorized scooters from certain emblem requirements. Referred to Transportation and Infrastructure Subcommittee; Local, Federal and Veterans Affairs Subcommittee; State Affairs Committee. Favorable by Transportation and Infrastructure Subcommittee; 14 Yeas, Zero Nays. Now in Local, Federal and Veterans Affairs Subcommittee. Passed Local, Federal and Veterans Affairs Subcommittee; 11 Yeas, 1 Nay. Now in State Affairs Committee. *Editorial Note: This bill was amended to put in place some local controls over the implementation of scooter sharing services. This bill does not allow a municipality to prohibit scooters.* Amendment adopted which now gives counties and municipalities the ability to regulate scooters so long as the regulation(s) do not contradict state or federal law. Local units of government may not regulate parking of scooters and must offer a license if certain conditions are met (insurance, etc.). Scooters would be treated the same as bicycles. Favorable by State Affairs; 21 Yeas, 1 Nay.

HB 476: Child Restraint Requirements – (Perry) – Identical to HB 567 (Slosberg).

Increasing the age of children for whom operators of motor vehicles must provide protection by using a crash-tested, federally approved child restraint device; increasing the age of children for whom a separate carrier, an integrated child seat, or a child booster seat may be used, etc. Referred to Infrastructure and Security; Children, Families, and Elder Affairs; Rules. On Committee agenda-- Infrastructure and Security, 03/26/19, 4:00 pm, 110 Senate Building. Passed Infrastructure and Security; 8 Yeas, Zero Nays. Now in Children, Families, and Elder Affairs. On Committee agenda-- Children, Families, and Elder Affairs, 04/08/19, 4:00 pm, 301 Senate Building. Favorable by Children, Families, and Elder Affairs; 6 Yeas, Zero Nays. Now in Rules Committee.

SB 542: Micromobility Devices and Motorized Scooters – (Brandes) – Similar to HB 453 (Toledo). Defining the term “micromobility device”; revising the definition of the term “motorized scooter”; authorizing a county or municipality to regulate the operation of micromobility devices and for-hire motorized scooters, subject to certain restrictions; authorizing a county or municipality to require that a person offering micromobility devices or for-hire motorized scooters be licensed; exempting a micromobility device or motorized scooter from certain registration, insurance, and licensing requirements, etc. Referred to Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations. On Committee agenda-- Infrastructure and Security, 03/26/19, 4:00 pm, 110 Senate Building. *Editorial Note: Expect an amendment to this bill to address some localized concerns about local control over scooters in communities. Editorial Note: This bill was amended to allow local units of government to retain control over the launching of scooter sharing services with their jurisdictions.* Passed Infrastructure and Security; 8 Yeas, Zero Nays. Now in Appropriations Subcommittee on Transportation, Tourism and Economic Development. On Committee agenda-- Appropriations Subcommittee on Transportation, Tourism, and Economic Development, 04/09/19, 4:00 pm, 110 Senate Building. *Editorial Note: This bill will allow municipalities to prohibit scooters.* Favorable by Appropriations Subcommittee on Transportation, Tourism, and Economic Development; 7 Yeas, Zero Nays. Now in Appropriations. **Passed Appropriations 20 Yeas, Zero Nays.**

SB 544: Airports – (Brandes) – ~~Requiring the Department of Transportation to provide financial and technical assistance to sponsors that operate public use airports by making department personnel and department owned facilities and equipment available on a cost-reimbursement basis to such sponsors for special needs of limited duration; requiring federal funding of individual local public use airport projects to be wholly between the airport sponsors~~

and the appropriate federal agencies; authorizing the department to receive federal grants for both local and statewide public-use airport projects when no sponsor is available, etc. Referred to Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations.

SB 567: Child Restraint Requirements – (Slosberg)—Identical to SB 467 (Perry). Increasing the age of children for whom operators of motor vehicles must provide protection by using a crash-tested, federally approved child restraint device; increasing the age of children for whom a separate carrier, an integrated child seat, or a child booster seat may be used, etc. Referred to Transportation and Infrastructure Subcommittee; Children, Families and Seniors Subcommittee; State Affairs Committee.

HB 605: Tax Increment Revenues – (Casello)—Authorizes counties and municipalities to use increment revenues under specified conditions. Referred to Local, Federal and Veterans Affairs Subcommittee; Ways and Means Committee; State Affairs Committee.

SB 608: Railroad-Highway Grade Crossings – (Bean)—Similar to HB 309 by Duggan. Prohibits railroad train from blocking public highway, street, or road at railroad-highway grade crossing for more than specified time period; provides exceptions; provides civil penalties; exempts certain persons from liability for violations. Referred to Infrastructure and Security; Judiciary; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations. On Committee agenda—Infrastructure and Security, 04/02/19, 2:00 pm, 110 Senate Building. Temporarily Postponed.

HB 611: Motor Vehicle Racing – (Mercado)—Identical to SB 116 (Stewart). Motor Vehicle Racing; Increases criminal penalty for third or subsequent violation related to motor vehicle racing within specified period after date of prior violation that resulted in conviction. Referred to Criminal Justice Subcommittee; Justice Appropriations Subcommittee; Judiciary Committee. Amended in Criminal Justice Subcommittee, Passed; 13 Yeas, Zero Nays. Now in Judiciary Committee. On Committee agenda-- Judiciary Committee, 04/09/19, 2:00 pm, Sumner Hall. Favorable by Judiciary Committee; 17 Yeas, Zero Nays. Full House Floor Vote 04/17/2019. **Passed Full House 114 Yeas, 1 Nay.**

SB 612: Driving Under the Influence – (Baxley)—Similar to HB 929 by Antone; Plakon. Requiring that the monthly leasing fee for an ignition interlock device be discounted by specified percentages under certain circumstances when a person claims inability to pay; authorizing a court, upon agreement by a state attorney, to withhold adjudication of guilt for certain criminal violations relating to driving under the influence, under certain circumstances, etc. Not yet assigned to committees. Referred to Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice

SB 622: Traffic Infraction Detectors – (Brandes; Co-Introducer: Diaz)—Similar to HB 6003 (Sabatini). Repealing provisions relating to the installation and use of traffic infraction detectors to enforce specified provisions when a driver fails to stop at a traffic signal, provisions that authorize the Department of Highway Safety and Motor Vehicles, a county, or a municipality to use such detectors, and the distribution of penalties collected for specified violations; repealing provisions relating to the authorization to use traffic infraction detectors, etc. Not yet assigned to committees. Referred to Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations. On Committee agenda—Infrastructure and Security, 04/02/19, 2:00 pm, 110 Senate Building. Temporarily Postponed. On Committee agenda—Infrastructure and Security, 04/09/19, 10:00 am, 110 Senate Building. Temporarily Postponed.

SB 660: Transportation – (Brandes) *Editorial Notes: This is a lengthy bill that covers many aspects of transportation. Some are not of interest to MPOs. Of interest to the MPO community: For express lanes on a tolled facility, if the travel speed falls below 40 MPH then the user must be charged the minimum express lane toll amount. Any toll facility that is to be transferred, sold or acquired by a local entity must be approved by the legislature.*

~~Requires the Department of Transportation to submit a report to the Governor, Senate President and Speaker of the House evaluating the current work program and its benefits to Florida. This report is currently evaluated by the Florida Transportation Commission only. The Florida Transportation Commission shall review revenue sources and the impacts which are expected to be felt by electric and hybrid vehicles. The report must include recommendations ensuring continued funding to meet transportation needs in Florida. This report shall be provided to the Governor and Legislature. Requiring the Department of Transportation to consist of a central office that establishes policies and procedures and districts that carry out projects as authorized or required under the policies and procedures of the central office; prohibiting the driver of any vehicle from following another vehicle more closely than is reasonable and prudent given certain circumstances; revising the number of times that certain persons may elect to attend a basic driver improvement course; providing requirements, beginning on a specified date, for license plates, cab cards, and validation stickers for vehicles registered in accordance with the International Registration Plan; directing the department to implement protocols for issuing an optional electronic credential and to procure a related technology system, etc. Referred to Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations~~

HB 681: Florida Transportation Commission – (Zika; Co-Introducer: Roach) *Editorial note: This bill eliminates the Florida Transportation Commission (FTC) and anywhere there is a reference to the FTC, the responsibilities are shifted the Florida Department of Transportation. The content of this bill looks as if someone did a search for “Florida Transportation Commission” and took those sections of Florida Statutes and included them in this bill. Removes requirement that Secretary of Transportation be nominated by FTC & that secretary provide assistance to FTC; removes provisions relating to creation, membership, duties, meetings, executive director & staff, & budget of FTC; removes requirement that FTC review certain transportation policy initiatives; repeals provisions relating to transportation performance & productivity standards; revises membership & member approval of Center for Urban Transportation Research advisory board; revises provisions relating to review & evaluation of DOT's tentative work program; requires DOT to determine certain average administrative costs for expressway authorities; removes FTC rulemaking authority. Not yet assigned to committees. Referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; State Affairs Committee*

HB 693: Communications Services – (Fischer) – Reduces communications services tax rate on sales of communications services; revises authority for municipalities, and counties to impose permit fees on providers of communications services that use or occupy municipal or county roads or rights-of-way; deletes procedures, requirements, & limitations with respect to such fees. Not yet assigned to committees. Referred to Energy and Utilities Subcommittee; Ways and Means Committee; Commerce. Amended by Energy and Utilities Subcommittee, Passed; 13 Yeas, Zero Nays. Now in Ways and Means Committee. Passed Ways and Means Committee; YEAS 14 NAYS. Now in Commerce Committee. On Committee agenda-- Commerce Committee, 04/10/19, 8:15 am, Webster Hall -- Temporarily postponed. **On Committee Agenda – Commerce Committee 04/18/2019. Passed Commerce Committee 21 Yeas, 1 Nay.**

HB 725: Commercial Motor Vehicles – (Payne) – Repeals assistive truck platooning technology pilot project; revises provisions relating to platoon vehicle operation, commercial motor vehicle safety regulations & penalties, apportionable vehicle requirements, certain license plate fees, vehicles registered under International Registration Plan, & theft of certain commercial cargo; authorizes DHSMV to partner with tax collector to conduct Fleet Vehicle Temporary Tag pilot program. Referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; State Affairs Committee. Committee Substitute Favorable by Transportation and Infrastructure Subcommittee; 13 Yeas, Zero Nays. Now in Transportation and Tourism Appropriations Subcommittee. Favorable by Transportation and Tourism Appropriations Subcommittee; 8 Yeas, Zero Nays. Now in State Affairs Committee. Passed State Affairs Committee; 20 Yeas, Zero Nays. Next stop is a full House Floor vote. Full House Floor Vote 04/17/2019. **Amended on the House Floor, passed Full House Floor Vote; 115 Yeas, Zero Nays.**

SB 728: Growth Management – (Lee) – Authorizing sufficiently contiguous lands located within the county or municipality which a petitioner anticipates adding to the boundaries of a new community development district to also be identified in a petition to establish the new district under certain circumstances; providing requirements for the petition; providing notification requirements for the petition, etc. Referred to Community Affairs; Infrastructure and Security; Rules. On Committee Agenda – Community Affairs, 03/12/2019, 4:00PM, 301 Senate Office Building. Favorable by Community Affairs; 5 Yeas, Zero Nays. Now in Infrastructure and Security. On Committee agenda-- Infrastructure and Security, 03/26/19, 4:00 pm, 110 Senate Building – Not Considered. On Committee agenda-- Infrastructure and Security, 04/02/19, 2:00 pm, 110 Senate. Passed Infrastructure and Security; YEAS 8 NAYS 0. Now in Rules. **On Committee agenda-- Rules, 04/23/19, 2:00 pm, 110 Senate Building**

SB 898: Transportation – (Diaz) – *Editorial Notes: This is the companion bill to HB 385 and among other things it revises the structure of the Miami Dade TPO. This is the primary concern of MPOs. Given the rapid advancement of HB 385 and the positive remarks it has received by members of the House, this bill has the potential to advance quickly. Membership should watch this bill. Please see HB 385.*

Revising the authorized uses of proceeds from charter county and regional transportation system surtaxes; revising the preservation goals of the Department of Transportation to include ensuring that all work on the State Highway System meets department standards; requiring the department to approve design plans for all transportation projects relating to department-owned rights-of-way under certain circumstances; prohibiting the department from using toll revenues from high-occupancy toll lanes or express lanes to offset certain funding, etc. Referred to Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations. On Committee Agenda – Infrastructure and Security, 03/12/2019, 4:00PM, 110 Senate Office Building. The bill was revised and now it does nothing to the Miami-Dade TPO. Passed Infrastructure and Security with the amendment removing the restricting of the Miami-Dade TPO; 7 Yeas, 1 Nay. Now in Appropriations Subcommittee on Transportation, Tourism, and Economic Development. Passed Appropriations Subcommittee on Transportation, Tourism, and Economic Development; YEAS 7 NAYS 0. Next stop is Appropriations Committee. **On Committee agenda-- Appropriations, 04/18/19, 9:00 am, 412 Knott Building. Passed Appropriations; 19 Yeas, Zero Nays. Next stop is a Full Senate Floor Vote.**

HB 905: Department of Transportation – (Andrade) – Identical to SB 1044 by Albritton. *Editorial Notes: This bill eliminates the requirement that the Secretary of Transportation be selected from among three nominees chosen by the Florida Transportation Commission. The Secretary would be chosen directly by the Governor. Requires that 80% of the pavement in each*

DOT district meet DOT standards which is expected to reduce funding available for capacity expansion. Prohibits local governments from having aggregate materials specifications that are different than the DOTs. The big issue in this bill is that state statutes are changed to require that 75% of the capacity expansion funds be spent on the Strategic Intermodal System (SIS). Currently state statute requires that at least 50% of any new discretionary capacity funds be spent on the SIS and by policy the DOT spends 75%. Policies can be changed more easily than state statutes, this would take away any flexibility of the department and make it more difficult for local units of government to access state transportation funds for capacity improvements. The bill requires the department to give priority to correcting or improving sections of the interstate system that experience unusually high accident rates. If a section of interstate has non-recurring congestion that accounts for more than 75% of the total congestion, then the DOT must begin PD&E studies within three years.

Revises provisions related to DOT, including requirements for appointment of Secretary of Transportation, computation of mileage, pavement standards, construction contracts, use of toll revenue, allocation of transportation capacity funds, facility improvements, & project development & environmental studies. Referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; State Affairs Committee. On Committee agenda-- Transportation and Infrastructure Subcommittee, 03/12/19, 12:30 pm, Reed Hall. Amendment passed on this bill in Transportation and Infrastructure Subcommittee. The amendment removed the requirement that 80% of the pavement in each DOT district meet DOT standards. Also removed is the provision that requires 75% of capacity expansion funds be spent on the Strategic Intermodal System (SIS). Passed Transportation and Infrastructure Subcommittee; 14 Yeas, Zero Nays. Now in Transportation and Tourism Subcommittee. Passed Transportation and Tourism Appropriations Subcommittee; 11 Yeas, Zero Nays. Now in State Affairs Committee. Favorable by State Affairs Committee; 23 Yeas, Zero Nays. Full House Floor Vote 04/17/2019. **Amended on the House Floor, Passed Full House Floor Vote 114 Yeas, 1 Nay. The amendment changed the definition of "Small County" from 170K to 200K or less.**

HB 929: Driving Under the Influence – (Antone; Plakon) – Similar to SB 612 by Baxley. Requires ignition interlock provider to discount monthly leasing fee for ignition interlock device by certain percentage for certain persons; exempts such person from paying costs of installation of device; authorizes court to withhold adjudication of guilt for certain DUI offenses; requires court to order adjudication of guilt if certain requirements are not met; authorizes person to petition court for withhold of adjudication 5 years after his or her conviction. Referred to Criminal Justice Subcommittee; Justice Appropriations Subcommittee; Judiciary Committee.

SB 932: Autonomous Vehicles – (Brandes) – Similar to HB 311 by Fischer. Exempting a fully autonomous vehicle being operated with the automated driving system engaged from a prohibition on the active display of television or video; exempting a motor vehicle operator who is operating an autonomous vehicle from a prohibition on the use of wireless communications devices; providing that a licensed human operator is not required to operate a fully autonomous vehicle; authorizing a fully autonomous vehicle to operate in this state regardless of whether a human operator is physically present in the vehicle, etc. Referred to Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations. On Committee agenda-- Infrastructure and Security, 03/20/19, 4:00 pm, 110 Senate Building. Passed Infrastructure and Security; 8 Yeas, Zero Nays. Now in Appropriations Subcommittee on Transportation, Tourism, and Economic Development. Passed Appropriations Subcommittee on Transportation, Tourism, and Economic Development; YEAS 8 NAYS 0. Now in Appropriations. **On Committee agenda-- Appropriations, 04/18/19, 9:00 am, 412 Knott Building. Passed Appropriations 20 Yeas, Zero Nays. Next stop is a Full Senate Floor Vote.**

SB 952: Electronic Navigation Systems – (Taddeo) – Prohibiting electronic navigation systems, for certain purposes, from directing the operator of a vehicle to drive through adjacent residential areas when a school zone speed limit is in effect if the primary purpose of such direction is to avoid the school zone, etc. Referred to Infrastructure and Security; Innovation, Industry, and Technology; Rules.

SB 1002: Motor Vehicles and Railroad Trains– (Hutson) – Identical to HB 341 by LaMarca. Revising the definition of the term “railroad train”; requiring that, in the event of a crash involving a railroad train, the collection of certain information be at the discretion of the law enforcement officer having jurisdiction to investigate the crash; specifying that certain persons are not considered passengers for the purpose of making crash reports, etc. Referred to Infrastructure and Security; Criminal Justice; Rules. On Committee agenda-- Infrastructure and Security, 03/12/19, 4:00 pm, 110 Senate Building. Passed Infrastructure and Security; 8 Yeas, Zero Nays. Now in Criminal Justice. On Committee agenda-- Criminal Justice, 03/25/19, 1:30 pm, 37 Senate Building. Passed Criminal Justice; 4 Yeas, Zero Nays. Now in Rules Committee. Committee agenda-- Rules, 04/10/19, 10:00 am, 110 Senate Building. Favorable by Rules Committee; 16 Yeas, Zero Nays. Headed to a Full Senate Floor Vote.

SB 1044: Department of Transportation – (Albritton) – Identical to HB 905 by Andrade. *Editorial Notes: This bill eliminates the requirement that the Secretary of Transportation be selected from among three nominees chosen by the Florida Transportation Commission. The Secretary would be chosen directly by the Governor. Requires that 80% of the pavement in each DOT district meet DOT standards which is expected to reduce funding available for capacity expansion. Prohibits local governments from having aggregate materials specifications that are different than the DOTs. The big issue here is probably that state statutes are changed to require that 75% of the capacity expansion funds be spent on the Strategic Intermodal System (SIS). Currently state statute requires that at least 50% of any new discretionary capacity funds be spent on the SIS and by policy the DOT spends 75%. Policies can be changed more easily than state statutes, this would take away any flexibility of the department and make it more difficult for local units of government to access state transportation funds for capacity improvements. The bill requires the department to give priority to correcting or improving sections of the interstate system that experience unusually high accident rates. If a section of interstate has non-recurring congestion that accounts for more than 75% of the total congestion, then the DOT must begin PD&E studies within three years.*

Providing that the Department of Transportation consists of a central office that establishes policies and procedures and districts that carry out certain projects; requiring certain preservation goals to include ensuring that a specified percentage of the pavement in each of the department’s districts meet department standards by a specified year; prohibiting local governments from adopting standards or specifications that are contrary to the department standards or specifications for permissible use of aggregates and materials that have been certified for use, etc. Referred to Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations. On Committee agenda-- Infrastructure and Security, 03/20/19, 4:00 pm, 110 Senate Building. Passed Infrastructure and Security; 6 Yeas, Zero Nays. Now in Appropriations Subcommittee on Transportation, Tourism, and Economic Development. Passed Appropriations Subcommittee on Transportation, Tourism, and Economic Development; YEAS 8 NAYS 0. Next stop is Appropriations Committee. **On Committee agenda-- Appropriations, 04/18/19, 9:00 am, 412 Knott Building. Passed Appropriations 20 Yeas, Zero Nays. Next stop is a Full Senate Floor Vote.**

HB 1069: Expressway Tolls – (Rodriguez) – Identical bill to SB 1406 by Flores. Prohibiting a person operating a motor vehicle on an expressway from being charged a toll if the average speed of traffic on the expressway falls below 40 miles per hour; defining the term

~~“expressway”, etc. Referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; State Affairs Committee.~~

HB 1235: Legal Notices – (Fine; Co-Introducer: Sabatini) – Similar bill to SB 1676 by Baxley. Removes provisions relating to publication of legal notices in newspapers; requires counties to publish legal notices on their websites; requires counties to provide specified notice to residents concerning alternative methods of receiving notices; specifies form for affidavits of publication. Referred to Local, Federal and Veterans Affairs Subcommittee; Judiciary Committee; State Affairs Committee. On Committee agenda-- Local, Federal and Veterans Affairs Subcommittee, 03/26/19, 8:00 am, 12 HOB. Passed Local, Federal and Veterans Affairs Subcommittee; 10 Yeas, 5 Nays. Now in Judiciary Committee. Passed Judiciary Committee; YEAS 11 NAYS 7. Reference to State Affairs Committee removed, next stop is Full House Floor Vote. Full House Floor Vote 04/17/2019. **Passed Full House Floor Vote; 68 Yeas, 44 Nays.**

SB 1406: Expressway Tolls – (Flores) – Identical bill to HB 1069 by Rodriguez. ~~Prohibiting a person operating a motor vehicle on an expressway from being charged a toll if the average speed of traffic on the expressway falls below 40 miles per hour; defining the term “expressway”, etc. Referred to Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations.~~

SB 1676: Legal Notices – (Baxley) – Similar bill to HB 1235 by Fine. ~~Deleting provisions relating to publication of legal notices in newspapers; defining the term “publicly accessible website”; authorizing government agencies to publish legal notices on their websites; requiring government agencies to provide specified notice to residents concerning alternative methods of receiving legal notices, etc. Referred to Judiciary; Governmental Oversight and Accountability; Rules.~~

SB 1710: Legal and Official Advertisements – (Diaz) – ~~Authorizing the publication of legal and official advertisements on specified publicly accessible governmental websites in lieu of publication in a newspaper, etc. Referred to Judiciary; Governmental Oversight and Accountability; Rules.~~

HB 6011: Alligator Alley Toll Road – (Rommel) – Identical bill to SB 72 by Passidomo. Requires specified fees to be used indefinitely to reimburse local governmental entity for direct actual costs of operating specified fire station. Referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; State Affairs Committee. *Editorial Note: This bill was shown as HB 6001 in error. Bill HB 6011 has been advancing.* Passed Transportation and Infrastructure Subcommittee; YEAS 11 NAYS 0. Passed Favorable by Transportation and Tourism Appropriations Subcommittee; YEAS 12 NAYS 0. Now in State Affairs Committee. On Committee agenda-- Commerce Committee, 04/10/19, 8:15 am, Webster Hall -- Temporarily postponed.

HB 6003: Traffic Infraction Detectors – (Sabatini – Co-Introducers: Grieco; Hill; Jacobs; Siroids) – Similar bill to SB 306 (Brandes). Repeals provisions relating to Mark Wandall Traffic Safety Program & authorization to use traffic infraction detectors; repeals provisions relating to distribution of penalties, transitional implementation, & placement & installation; conforms cross-references & provisions to changes made by act. Referred to Transportation and Infrastructure Subcommittee; Appropriations Committee; State Affairs Committee. Favorable by Transportation and Infrastructure Committee, 12 Yeas, 1 Nay. Now in Appropriations Committee.

HB 6017: Small-scale Comprehensive Plan Amendments – (Duggan) – Removes acreage limitations that apply to small-scale comprehensive plan amendments. Referred to Local, Federal and Veterans Affairs Subcommittee; Commerce Committee; State Affairs Committee. On Committee agenda-- Local, Federal and Veterans Affairs Subcommittee, 02/13/19, 8:30 am, 12 HOB. Favorable by Local, Federal and Veterans Affairs Subcommittee; 14 Yeas, 0 Nays. Now in Commerce Committee. Favorable by Commerce Committee; 21 Yeas, Zero Nays. Now in State Affairs Committee. Passed State Affairs Committee; 18 Yeas, 1 Nay. Next stop is a full House Floor vote. Placed on Special Order Calendar, 04/10/19. Passed Full House Floor Vote 108 Yeas, 5 Nays. **Sent to the Senate, Referred to Community Affairs; Infrastructure and Security; Rules.**

HB 7007: OGSR/Toll Facilities – (General Bill by Oversight, Transparency and Public Management Subcommittee; Andrade) – Removes scheduled repeal of exemption from public records requirements for personal identifying information provided for purpose of paying, prepaying, or collecting tolls & associated administrative charges for use of toll facilities. Referred to Transportation and Infrastructure Subcommittee; State Affairs Committee. On Committee agenda-- Transportation and Infrastructure Subcommittee, 02/13/19, 1:30 pm, Reed Hall. Favorable by Transportation and Infrastructure Subcommittee; 15 Yeas, 0 Nays. Now in State Affairs Committee. Favorable by State Affairs Committee; 22 Yeas, Zero Nays. Placed on Calendar – Ready for a Full House Floor Vote. Full House Floor Vote, Placed on Special Order Calendar, 03/27/19. Temporarily postponed, on 2nd Reading. Placed on Special Order Calendar, 04/10/19. Substituted SB 7036, Laid on Table – refer to SB 7036.

SB 7068: Public Financing of Construction Projects – (General Bill by Infrastructure and Security) – Similar to HB 7113 by House TED and Trumbull. This bill moves monies from vehicle registrations currently allocated to General Revenue into the State Transportation Trust Fund. The bill gradually shifts motor vehicle registration taxes into the State Transportation Trust Fund, and by state fiscal year 2021-2022, this would place an estimated additional \$135 Million per year in the transportation trust fund. This would mean a reduction in state spending in some area(s), that is not addressed in the bill. The bill also creates the Multi-Use Corridors of Regional Economic Significance Program within FDOT. Identified roadways that are to be built by FDOT are the Southwest-Central Florida Connector (Collier County to Polk County); the Suncoast Connector (Citrus to Jefferson County) and the Northern Turnpike Connector (Suncoast Parkway to the Turnpike at Wildwood). The bill requires the new corridors to be tolled and specifies these will be SIS facilities. Additionally, the new corridors would be permitted to use monies from the transportation trust fund, as a loan to be repaid, which during construction would reduce available funds from the rest of the state. Bonding and other financing options are made available as well. Here is the description on the Florida Senate website: Creating the Multi-use Corridors of Regional Economic Significance Program within the Department of Transportation; specifying that projects undertaken in the corridors are tolled facilities and certain approved turnpike projects, and are considered as Strategic Intermodal System facilities; requiring the department to identify certain opportunities to accommodate or co-locate multiple types of infrastructure-addressing issues during the project development phase, etc. Submitted as Committee Bill and Reported Favorably by Infrastructure and Security; 7 Yeas, Zero Nays. Referred to Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations. On Committee agenda-- Appropriations Subcommittee on Transportation, Tourism, and Economic Development, 03/19/19, 1:30 pm, 110 Senate Building. Passed Appropriations Subcommittee on Transportation, Tourism, and Economic Development; 8 Yeas, Zero Nays. Now in Appropriations. Favorable by Appropriations; 20 Yeas, Zero Nays. **Full Senate Floor Vote, Placed on Special Order Calendar, 04/23/19.**

HB 7113: Transportation & Tourism Appropriations Subcommittee and Trumbull. –

House companion bill to SB 7068 - Identical (General Bill by Infrastructure and Security) - This bill moves monies from vehicle registrations currently allocated to General Revenue into the State Transportation Trust Fund. The bill gradually shifts motor vehicle registration taxes into the State Transportation Trust Fund, and by state fiscal year 2021-2022, this would place an estimated additional \$135 Million per year in the transportation trust fund. This would mean a reduction in state spending in some area(s), that is not addressed in the bill. The bill also creates the Multi-Use Corridors of Regional Economic Significance Program within FDOT. Identified roadways that are to be built by FDOT are the Southwest-Central Florida Connector (Collier County to Polk County); the Suncoast Connector (Citrus to Jefferson County) and the Northern Turnpike Connector (Suncoast Parkway to the Turnpike at Wildwood). The bill requires the new corridors to be tolled and specifies these will be SIS facilities. Additionally, the new corridors would be permitted to use monies from the transportation trust fund, as a loan to be repaid, which during construction would reduce available funds from the rest of the state. Bonding and other financing options are made available as well. Here is the description on the Florida Senate website: Creating the Multi-use Corridors of Regional Economic Significance Program within the Department of Transportation; specifying that projects undertaken in the corridors are tolled facilities and certain approved turnpike projects, and are considered as Strategic Intermodal System facilities; requiring the department to identify certain opportunities to accommodate or co-locate multiple types of infrastructure-addressing issues during the project development phase, etc. Submitted as Committee Bill and Reported Favorably by the House Transportation & Tourism Appropriations Subcommittee; 9 Yeas, 3 Nays. Next stop is a Full House Floor Vote.

Commissioner Nick Maddox
Chairman

February 28, 2019

Senator Bill Galvano, Senate President
404 South Monroe Street, Suite 409
Tallahassee, FL 32399-1100

Dear Senator Galvano,

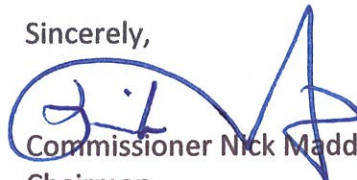
On behalf of the twenty-seven members of the Florida Metropolitan Planning Organization Advisory Council (MPOAC), I want to express our appreciation for your leadership in advocating for innovative approaches to enhancing and funding Florida's infrastructure as expressed in your January 30, 2019 memorandum to members of the Florida Senate.

We agree that transportation improvements can and should be considered within the broader context of the overall infrastructure needs of a corridor, region or state. As representatives of planning agencies, we too recognize that decisions to invest in transportation infrastructure are not made in a vacuum. In order to be successful, we need to plan for and fund infrastructure using a holistic approach, one that takes into account the interconnectedness of traditional transportation elements and other infrastructure resources. The newly formed Committee on Infrastructure and Security will enhance the Florida Senate's ability to address the existing and future needs of our infrastructure systems. While communications, security and other infrastructure are not in our purview, we applaud your vision and recognize how important connected infrastructure is to our future.

That said, we encourage you and the members of the Senate to prioritize the needs of our existing transportation network. Florida's transportation system is in excellent condition due to many years of proper funding of maintenance and a policy of first maintaining our existing assets. We recognize the necessity to plan for and invest in infrastructure expansion that supports the growing needs of our state. We believe that our top priority is to ensure the preservation and enhancement of Florida's existing transportation system. But as you correctly point out in your memorandum, our efforts to ensure the continued effectiveness of the state's existing transportation system should be considered in tandem with the needs of other infrastructure systems. As we look to expanding our infrastructure we ask that you consider ways to insure the new infrastructure is financially self-sustaining so as to allow existing infrastructure to continue to be maintained in a state of good repair.

We look forward to working with you to improve Florida's transportation system to the benefit of Florida's citizens, visitors and businesses.

Sincerely,



Commissioner Nick Maddox
Chairman

Carl Mikyska, Executive Director

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Electric scooters send more people to the hospital than bicycles and walking new study finds

BY PETER HOLLEY THE WASHINGTON POST

Published: Tue, January 29, 2019 5:00 AM



People ride Bird electric scooters in August at the Myriad Botanical Gardens in Oklahoma City. [Oklahoman Archives photo]

Over a one-year period in two Los Angeles emergency departments, more people were injured while riding standing electric scooters than by riding bicycles or traveling on foot, according to the results of a groundbreaking new study.

Documenting injury statistics from September 2017 to August 2018, the study published this week in the medical journal JAMA Network Open found that many of those injuries were serious in nature, if not severe.

Of the 249 patients who received treatment for scooter-related injuries, nearly 28 percent suffered contusions, sprains and lacerations. About 30 percent had fractures, and just over 40 percent were treated for head injuries, the study found. Nearly all the patients were discharged from the emergency

departments, but 15 were admitted to a hospital, including two with severe head injuries who were placed in the intensive care units.

During the same period at the two emergency departments, researchers identified 195 visits for bicyclist injuries and 181 visits for pedestrian injuries.

"The Riders share roads with fast-moving vehicular traffic but appear to underestimate hazards; we found that 94.3% of observed riders in our community were not wearing a helmet," the study said of scooter users. "While riders of electric scooters in California are required to be at least 16 years old by state law and 18 years old by company rental agreements, we found that 10.8% of electric scooter injuries were in patients younger than 18 years."

The study added, "Although California law required helmet use while operating electric scooters during the entire study period, only 4.4% of injured scooter riders were documented to be wearing a helmet."

As electric scooters companies like Bird and Lime began dumping tens of thousands of the scooters in dozens of cities across the country this past summer, injured riders began pouring into emergency rooms, according to trauma doctors. Ever since, those doctors — many of them shocked by the severity of their patients' injuries — have been documenting the injuries to get a better sense of how e-scooters have affected cities.

Some health professionals have referred to the wave of injuries as a "public health crisis." Last month, the Centers for Disease Control and Prevention announced plans to study the health risks associated with the two-wheeled vehicles by analyzing injuries to riders and pedestrians in Austin over two months.

E-scooters are not only injuring riders. This month, Wally Ghurabi, medical director of the Nethercutt Emergency Center at the UCLA Medical Center in Santa Monica, told The Washington Post that e-scooters pose significant dangers to elderly pedestrians and the disabled.

"I've seen pedestrians injured by scooters with broken hips, multiple bone fractures, broken ribs and joint injuries and soft tissue injuries like lacerations and deep abrasions," Ghurabi said, estimating he sees several people injured by e-scooters each week.

Safety measures

The JAMA study appears to be the first and most comprehensive study of injury patterns associated with e-scooter injuries to date, offering a window into how people are using a new form of technology.

In recent months, numerous riders have reported being injured by scooters that malfunction, throwing riders off the vehicles at high speed. Last year, Lime — one of the world's largest scooter companies — was forced to issue two recalls after The Post reported that some of their scooters carried batteries capable of catching fire and others included baseboards that split in half while people rode them.

In a statement emailed to The Post, Lime said the safety of riders and the community is the company's "number one priority." Lime said it has upgraded its scooters with better wheels and suspension, as well as additional braking and improved balance.

"We believe continued government investment in protected bike lanes and paths is critical," the statement added. "Lime supports the AMA's study recommendations to further innovate helmet designs and for the industry to continue focusing on safety."

Paul Steely White, Bird's director of safety policy and advocacy, said the company hopes for an opportunity to have a "collaborative conversation" with the study's authors focused on "proven preventative measures and education."

"While the report importantly highlights the parity in safety between bicycles and e-scooters, it fails to take into account the sheer number of e-scooter trips taken — the number of injuries reported would amount to a fraction of one percent of the total number of e-scooter rides," White said. "Moreover, the report fails to put e-scooter injuries into context as they relate to the high number and severity of injuries and deaths caused by motorcycles and automobiles."

The study does not discount the appeal of electric scooters and calls them an "innovative" form of transportation with the potential to alleviate traffic congestion. In a commentary included in the study, Frederick P. Rivara, a professor of pediatrics and adjunct professor of epidemiology at the University of Washington, said researchers are not "troglodytes trying to stuff the genie back in the bottle" Two-wheeled rental vehicles, he said, are "here to stay."

He added, "The companies renting both motorized and unmotorized 2-wheeled vehicles should make appropriate helmets available; failure to do so is like a car rental company renting cars without seat belts."

Oklahoma ties

Dockless electric scooter companies Lime and Bird in September began distributing scooters downtown Oklahoma.

The Oklahoma City Council soon adopted regulations, which became effective Jan. 17. The regulations require scooter companies to get an annual license for

\$302 and pay \$30 per scooter, per year. Fleets initially can be up to 250 scooters, but companies can add up to 100 scooters at a time if they show their existing vehicles are being rented at least three times a day. The scooters can be ridden on the streets, but not on sidewalks.

Within the first few weeks of the scooters arriving, police received complaints from business owners and residents about scooter riders nearly running into doors or barely missing pedestrians as they drove down the sidewalk.

“That's one of the reasons why we don't want them on the sidewalks,” Oklahoma City police Maj. Dexter Nelson said. “Sidewalks aren't made for that type of thing. They're made for people to walk on. You don't expect to come around the corner and there's somebody moving at 11 mph.”

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Item Number 8
Member Comments

DISCUSSION:

Comments or recommendations by MPOAC members.

REQUESTED ACTION:

As may be desired.

ATTACHMENT:

None

Item Number 9

Adjournment

The next meeting of the MPOAC Staff Directors' Committee will be held at Noon on July 30, 2019 at the Orlando Airport Marriott Lakeside Hotel, 7499 Augusta National Drive, Orlando, FL 32822. MPOAC has arranged for a room block at a rate of \$125 per night. A meeting notice will be sent out at least one month prior to the meeting date.