

Committee Substitute for
Committee Substitute for Senate Bill No. 862

An act relating to innovative transportation financing; amending s. 212.0606, F.S.; redistributing certain proceeds of the rental car surcharge; providing appropriations; reducing certain service charges on local option fuel taxes; directing the Department of Transportation to allocate certain funds to implement the Mobility 2000 initiative; providing appropriations; amending s. 320.072, F.S.; revising language with respect to an additional fee imposed on motor vehicles; providing funding for the Mobility 2000 initiative and the Transportation Outreach Program; amending s. 215.616, F.S.; providing for state bonds; amending s. 338.251, F.S., increasing the amount of funds which may be advanced to expressway authorities; amending s. 339.08, F.S.; authorizing expenditures of State Transportation Trust Funds; amending 339.12, F.S.; increasing the cap on the local government advance reimbursement program; creating s. 339.55, F.S.; providing for the state-funded infrastructure bank; providing an appropriation; creating s. 339.137, F.S.; providing for the Transportation Outreach Program; providing criteria for projects to be funded by the Transportation Outreach Program; creating s. 339.2818, F.S.; providing for the Small County Outreach Program; creating s. 339.2817, F.S.; providing for the County Incentive Grant Program; amending s. 427.0159, F.S.; providing an appropriation; providing exemption from certain chapter 206, F.S., requirements; providing an effective date.

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

Section 1. Effective July 1, 2000, subsection (2) of section 212.0606, Florida Statutes, is amended to read:

212.0606 Rental car surcharge.—

(2) Notwithstanding the provisions of section 212.20, and less costs of administration, 80 ~~75~~ percent of the proceeds of this surcharge shall be deposited in the State Transportation Trust Fund, ~~5 percent of the proceeds of this surcharge shall be deposited in the General Revenue Fund,~~ 15.75 percent of the proceeds of this surcharge shall be deposited in the Tourism Promotional Trust Fund created in s. 288.122, and 4.25 percent of the proceeds of this surcharge shall be deposited in the Florida International Trade and Promotion Trust Fund. For the purposes of this subsection, "proceeds" of the surcharge means all funds collected and received by the department under this section, including interest and penalties on delinquent surcharges.

Section 2. Notwithstanding the provisions of sections 215.20(1) and 215.20(3), Florida Statutes, the service charge provided in sections 215.20(1) and 215.20(3), Florida Statutes, which is deducted from the proceeds of the

taxes distributed under sections 206.606(1), 207.026, 212.0501(6), and 319.32(5), Florida Statutes, shall be eliminated beginning July 1, 2000.

Section 3. Notwithstanding the provisions of sections 215.20(1) and 215.20(3), Florida Statutes, the service charge provided in sections 215.20(1) and 215.20(3), Florida Statutes, which is deducted from the proceeds of the taxes distributed under sections 206.608 and 320.072(4), Florida Statutes, shall be eliminated beginning July 1, 2001.

Section 4. In fiscal year 2000-2001, \$125 million is hereby appropriated from non-recurring General Revenue to the State Transportation Trust Fund for the purpose of implementing the County Incentive Grant Program created in section 339.2817, Florida Statutes, and the Small County Outreach Program created in section 339.2818, Florida Statutes. In fiscal years 2001-2002 and 2002-2003, \$125 million shall be appropriated annually from non-recurring General Revenue to the State Transportation Trust Fund for the purpose of implementing the County Incentive Grant Program created in section 339.2817, Florida Statutes, and the Small County Outreach Program created in section 339.2818, Florida Statutes. Up to 20 percent of such funds shall be used for the purpose of implementing the Small County Outreach Program as provided in this act. Notwithstanding any other laws to the contrary the requirements of sections 339.135, 339.155, and 339.175, Florida Statutes, shall not apply to these funds and programs.

Section 5. Notwithstanding the provisions of section 215.20(1), Florida Statutes, the service charge provided in section 215.20(1), Florida Statutes, which is deducted from the proceeds of the local option fuel tax distributed under section 336.025, Florida Statutes, shall be reduced as follows:

(1) For the period July 1, 2005, through June 30, 2006, the rate of the service charge shall be 3.5 percent.

(2) Beginning July 1, 2006, and thereafter, no service charge shall be deducted from the proceeds of the local option fuel tax distributed under section 336.025, Florida Statutes.

The increased revenues derived from this section shall be deposited in the State Transportation Trust Fund and used to fund the County Incentive Grant Program and the Small County Outreach Program. Up to 20 percent of such funds shall be used for the purpose of implementing the Small County Outreach Program as provided in this act. Notwithstanding any other laws to the contrary the requirements of sections 339.135, 339.155, and 339.175, Florida Statutes, shall not apply to these funds and programs.

Section 6. Beginning in fiscal year 2000-2001 the Department of Transportation shall allocate sufficient funds to implement the Mobility 2000 (Building Roads for the 21st Century) initiative. The department shall develop a plan to expend these revenues and amend the current tentative work program for the time period 2000-2001 through 2004-2005 prior to adoption to include Mobility 2000 projects. In addition, prior to work program adoption, the department shall submit a budget amendment pursuant to section

339.135(7), Florida Statutes, requesting budget authority needed to implement the Mobility 2000 initiative. Funds will be used for corridors that link Florida's economic regions to seaports, international airports, and markets to provide connections through major gateways, improved mobility in major urbanized areas, and access routes for emergency evacuation to coastal communities based on analysis of current and projected traffic conditions.

Section 7. In fiscal year 2000-2001, there is hereby appropriated \$30 million from non-recurring General Revenue to the State Transportation Trust Fund to carry out the Mobility 2000 initiative pursuant to section 6. Any funds which result from this appropriation or which result from increased revenues to the State Transportation Trust Fund derived from sections 1 and 2 of this act, and which are remaining in fiscal year 2000-2001 after the Mobility 2000 initiative is funded shall be used by the Department of Transportation to fund projects identified, prioritized, and unfunded in the Florida Freight Stakeholders Task Force Report, or in the Year 2000 "Fast Track" Project Applications. Pursuant to section 339.135(7), Florida Statutes, the department may amend the work program to add the projects necessary to implement this section.

Section 8. For purposes of funding the following projects, there is hereby appropriated from the State Transportation Trust Fund the following amounts from increases in revenue resulting from section 7:

(a) Orlando - Sanford Airport/runway expansion - Seminole Co. (\$8,349,366);

(b) 79th Street Station - Hialeah - Dade Co. (\$2,000,000);

(c) Hollywood Intermodal Initiative - Broward Co. (\$1,000,000);

(d) Melbourne Airport - New Hanger Construction - Brevard Co. (\$834,937);

(e) South Florida Rail Feasibility Study - Palm Beach/Broward/Dade (\$500,000). Funds provided for the South Florida Rail Corridor Feasibility Study are to review the CSX, FEC and I-95 Corridors and their relation to land use in Palm Beach, Broward and Dade Counties. The department shall contract with the South Florida Regional Transportation Organization. The study shall be competitively bid under chapter 287;

(f) Atlantic Corridor - City of Miami Beach - Dade Co. (\$450,000);

(g) Relocation Study - Panama City Airport (\$1,000,000).

(h) County Road 210 - St. Johns County (\$2,000,000).

Section 9. In fiscal years 2001-2002 and 2002-2003, \$25 million shall be appropriated annually from non-recurring General Revenue to the State Transportation Trust Fund, and used to fund the Transportation Outreach Program created pursuant to section 339.137, Florida Statutes.

Section 10. Effective July 1, 2005, subsection (4) of section 320.072, Florida Statutes, is amended to read:

320.072 Additional fee imposed on certain motor vehicle registration transactions.—

(4) A tax collector or other duly authorized agent of the department shall promptly remit all moneys collected pursuant to this section, less any refunds granted pursuant to subsection (3), to the department ~~to~~. ~~The department shall deposit 30 percent of such moneys as they are received into the General Revenue Fund. The remainder of the proceeds, after deducting the service charge imposed by s. 215.20, shall be deposited into the State Transportation Trust Fund.~~

Section 11. Notwithstanding any other provision of law, in fiscal year 2001-2002 and each year thereafter, the increase in revenue to the State Transportation Trust Fund derived from sections 1, 2, 3, 7, 9, and 10 of this act shall be first used by the Department of Transportation to fund the Mobility 2000 initiative and any remaining funds shall be used to fund the Transportation Outreach Program created pursuant to section 339.137, Florida Statutes. Notwithstanding any other law to the contrary the requirements of ss. 206.46(3), 206.606(2), Florida Statutes, shall not apply to the Mobility 2000 Initiative.

Section 12. Subsection (7) is added to section 215.616, Florida Statutes, to read:

215.616 State bonds for federal aid highway construction.—

(7) Up to \$325 million in bonds may be issued for the Mobility 2000 initiative with emphasis on the Florida Intrastate Highway System to advance projects in the most cost-effective manner and to support emergency evacuation, improved access to urban areas, or the enhancement of trade and economic growth corridors of statewide and regional significance which promote Florida's economic growth.

Section 13. Subsection (5) of section 338.251, Florida Statutes, is amended to read:

338.251 Toll Facilities Revolving Trust Fund.—The Toll Facilities Revolving Trust Fund is hereby created for the purpose of encouraging the development and enhancing the financial feasibility of revenue-producing road projects undertaken by local governmental entities in a county or combination of contiguous counties.

(5) No amount in excess of ~~\$1,500,000~~ \$500,000 annually shall be advanced to any one governmental entity pursuant to this section without specific appropriation by the Legislature.

Section 14. Subsection (2) of section 339.08, Florida Statutes, is amended to read:

339.08 Use of moneys in State Transportation Trust Fund.—

(2) These rules must restrict the use of such moneys to the following purposes:

(a) To pay administrative expenses of the department, including administrative expenses incurred by the several state transportation districts, but excluding administrative expenses of commuter rail authorities that do not operate rail service.

(b) To pay the cost of construction of the State Highway System.

(c) To pay the cost of maintaining the State Highway System.

(d) To pay the cost of public transportation projects in accordance with chapter 341 and ss. 332.003-332.007.

(e) To reimburse counties or municipalities for expenditures made on projects in the State Highway System as authorized by s. 339.12(4) upon legislative approval.

(f) To pay the cost of economic development transportation projects in accordance with s. 288.063.

(g) To lend or pay a portion of the operating, maintenance, and capital costs of a revenue-producing transportation project that is located on the State Highway System or that is demonstrated to relieve traffic congestion on the State Highway System.

(h) To match any federal-aid funds allocated for any other transportation purpose, including funds allocated to projects not located in the State Highway System.

(i) To pay the cost of county road projects selected in accordance with the Small County Road Assistance Program created in s. 339.2816.

(j) To pay the cost of county or municipal road projects selected in accordance with the County Incentive Grant Program created in s. 339.2817, and the Small County Outreach Program created in s. 339.2818.

(k) To provide loans and credit enhancements for use in constructing and improving highway transportation facilities selected in accordance with the State-funded Infrastructure Bank created in s. 339.55.

(l) To fund the Transportation Outreach Program created in s. 339.137.

(m)(j) To pay other lawful expenditures of the department.

Section 15. Paragraph (c) of subsection (4) of section 339.12, Florida Statutes, is amended to read:

339.12 Aid and contributions by governmental entities for department projects; federal aid.—

(4)

(c) The department ~~may is authorized to~~ enter into agreements under this subsection for a project or project phase not included in the adopted work program. As used in this paragraph, the term “project phase” means acquisition of rights-of-way, construction, construction inspection, and related support phases. The project or project phase must be a high priority of the governmental entity. Reimbursement for a project or project phase must be made from funds appropriated by the Legislature pursuant to s. 339.135(5). All other provisions of this subsection apply to agreements entered into under this paragraph. ~~At no time shall~~ The total amount of project agreements for projects or project phases not included in the adopted work program ~~may not at any time~~ exceed ~~\$100~~ \$50 million.

Section 16. Section 339.55, Florida Statutes, is created to read:

339.55 State-funded infrastructure bank.—

(1) There is created within the Department of Transportation a state-funded infrastructure bank for the purpose of providing loans and credit enhancements to government units and private entities for use in constructing and improving transportation facilities.

(2) The bank may lend capital costs or provide credit enhancements for a transportation facility project that is on the State Highway System or that provides for increased mobility on the state’s transportation system. Loans from the bank may be subordinated to senior project debt that has an investment grade rating of “BBB” or higher.

(3) Loans from the bank may bear interest at or below market interest rates, as determined by the department. Repayment of any loan from the bank shall commence not later than 5 years after the project has been completed or, in the case of a highway project, the facility has opened to traffic, whichever is later, and shall be repaid in no more than 30 years.

(4) Except as provided in s. 339.137, to be eligible for consideration, projects must be consistent, to the maximum extent feasible, with local metropolitan planning organization plans and local government comprehensive plans and must provide a dedicated repayment source to ensure the loan is repaid to the bank.

(5) The department may consider, but is not limited to, the following criteria for evaluation of projects for assistance from the bank:

(a) The credit worthiness of the project.

(b) A demonstration that the project will encourage, enhance, or create economic benefits.

(c) The likelihood that assistance would enable the project to proceed at an earlier date than would otherwise be possible.

(d) The extent to which assistance would foster innovative public-private partnerships and attract private debt or equity investment.

(e) The extent to which the project would use new technologies, including intelligent transportation systems, that would enhance the efficient operation of the project.

(f) The extent to which the project would maintain or protect the environment.

(g) A demonstration that the project includes transportation benefits for improving intermodalism and safety.

(h) The amount of the proposed assistance as a percentage of the overall project costs with emphasis on local and private participation.

(6) Loan assistance provided by the bank shall be included in the department's work program developed in accordance with s. 339.135.

(7) The department is authorized to adopt rules to implement the state-funded infrastructure bank.

Section 17. There is hereby appropriated \$50 million in fiscal year 2000-2001 from non-recurring General Revenue to the State Transportation Trust Fund to carry out the provisions of section 339.55, Florida Statutes, related to the state-funded infrastructure bank. In fiscal years 2001-2002 and 2002-2003, \$50 million shall be appropriated annually from non-recurring General Revenue to the State Transportation Trust Fund to capitalize the state-funded infrastructure bank created in section 339.55, Florida Statutes.

Section 18. Section 339.137, Florida Statutes, is created to read:

339.137 Transportation Outreach Program (TOP) supporting economic development; administration; definitions; eligible projects; Transportation Outreach Program (TOP) Advisory Council created; limitations; funding.—

(1) There is created within the Department of Transportation, a Transportation Outreach Program (TOP) dedicated to funding transportation projects of a high priority based on the prevailing principles of preserving the existing transportation infrastructure; enhancing Florida's economic growth and competitiveness; and improving travel choices to ensure mobility.

(2) For purposes of this section, words and phrases shall have the following meanings:

(a) Preservation.—Protecting the state's transportation infrastructure investment. Preservation includes:

1. Ensuring that 80 percent of the pavement on the State Highway System meets department standards;

2. Ensuring that 90 percent of department-maintained bridges meet department standards; and

3. Ensuring that the department achieves 100 percent of acceptable maintenance standards on the state highway system.

(b) Economic Growth and Competitiveness.—Ensuring that state transportation investments promote economic activities which result in development or retention of income generative industries which increase per capita earned income in the state, and that such investments improve the state's economic competitiveness.

(c) Mobility.—Ensuring a cost-effective, statewide, interconnected transportation system.

(d) The term “regionally significant transportation project of critical concern” means a transportation facility improvement project located in one county which provides significant enhancement of economic development opportunities in an adjoining county or counties and which provides improvements to a hurricane evacuation route.

(3) Eligible projects include those for planning, designing, acquiring rights-of-way for, or constructing the following:

(a) Major highway improvements.

1. Florida Intrastate Highway System.

2. Feeder roads which provide linkages to major highways.

3. Bridges of statewide or regional significance.

4. Trade and economic development corridors.

5. Access projects for freight and passengers.

6. Hurricane evacuation routes.

(b) Major public transportation projects.

1. Seaport projects which improve cargo and passenger movements.

2. Aviation projects which increase passenger enplanements and cargo activity.

3. Transit projects which improve mobility on interstate highways, or which improve regional or localized travel.

4. Rail projects that facilitate the movement of passengers and cargo including ancillary pedestrian facilities.

5. Spaceport Florida Authority projects which improve space transportation capacity and facilities consistent with the provisions of s. 331.360.

6. Bicycle and pedestrian facilities that add to or enhance a statewide system of public trails.

(c) Highway and bridge projects that facilitate retention and expansion of military installations, or that facilitate reuse and development of any military base designated for closure by the federal government.

(5) Transportation Outreach projects may be proposed by any local government, regional organization, economic development board, public or private partnership, metropolitan planning organization, state agency, or other entity engaged in economic development activities.

(6) Transportation funding under this section shall use the following mechanisms to prioritize proposed projects:

(a) Economic development-related transportation projects may compete for funding under the program. Projects funded under this program should provide for increased mobility on the state's transportation system. Projects which have local or private matching funds may be given priority over other projects.

(b) Establishment of a funding allocation under this program reserved to quickly respond to transportation needs of emergent economic competitiveness development projects that may be outside of the routine project selection process. This funding may be used to match local or private contributions for transportation projects which meet the definition of economic competitiveness contained in this section.

(c) Establish innovative financing methods to enable the state to respond in a timely manner to major or emergent economic development-related transportation needs that require timely commitments. These innovative financing methods include, but are not limited to, the state infrastructure bank, state bonds for right-of-way acquisition and bridge construction, state bonds for fixed guideway transportation systems, state bonds for federal aid highway construction, funds previously programmed by the department for high-speed rail development, and any other local, state, or federal funds made available to the department.

(7) In addition to complying with the prevailing principles provided in subsection (1), to be eligible for funding under the program projects must also meet the following minimum criteria:

(a) The project or project phase selected can be made production-ready within a 5-year period following the end of the current fiscal year.

(b) The project is listed in an outer year of the 5-year work program and can be made production-ready and advanced to an earlier year of the 5-year work program.

(c) The project is consistent with a current transportation system plan including, but not limited to, the Florida Intrastate Highway System, aviation, intermodal/rail, seaport, spaceport, or transit system plans.

(d) The project is not inconsistent with an approved local comprehensive plan of any local government within whose boundaries the project is located in whole or in part or, if inconsistent, is accompanied by an explanation of why the project should be undertaken.

(e) One or more of the minimum criteria listed in paragraphs (a) through (d) may be waived for a statewide or regionally significant transportation project of critical concern.

(8) The Transportation Outreach Program (TOP) Advisory Council is created to annually make recommendations to the Legislature on prioritization and selection of economic growth projects as provided in this section.

(a) The council shall consist of:

1. Two representatives of private interests who are directly involved in or affected by any mode of transportation or tourism chosen by the Speaker of the House of Representatives.

2. Two representatives of private interests who are directly involved in or affected by any mode of transportation or tourism chosen by the President of the Senate.

3. Three representatives of private or governmental interests who are directly involved in or affected by any mode of transportation or tourism chosen by the Governor.

(b) Terms for council members shall be 2 years, and each member shall be allowed one vote.

(c) Initial appointments must be made no later than 60 days after this act takes effect. Vacancies in the council shall be filled in the same manner as the initial appointments.

(d) The council shall hold its initial meeting no later than 30 days after the members have been appointed in order to organize and select a chair and vice chair from the council membership. Meetings shall be held at the call of the chair, but not less frequently than quarterly.

(e) The members of the council shall serve without compensation, but shall be reimbursed for per diem and travel expenses as provided in s. 112.061. The department shall provide administrative staff support, travel and per diem expenses for the council.

(9) Because transportation investment plays a key role in economic development, the council and the department shall actively participate in state and local economic development programs, including:

(a) Working in partnership with other state and local agencies in business recruitment, expansion, and retention activities to ensure early transportation input into these activities.

(b) Providing expertise and rapid response in analyzing the transportation needs of emergent economic development projects.

(c) The council and department must develop a macroeconomic analysis of the linkages between transportation investment and economic performance, as well as a method to quantifiably measure the economic benefits of the investments.

(10) The council shall review and prioritize projects submitted for funding under the program with priority given to projects which comply with the prevailing principles provided in subsection (1), and shall recommend to the

Legislature a transportation outreach program. The department shall provide technical expertise and support as requested by the council, and shall develop financial plans, cash forecast plans, and program and resource plans necessary to implement this program. These supporting documents shall be submitted with the transportation outreach program.

(11) Projects recommended for funding under the transportation outreach program shall be submitted to the Governor and the Legislature as a separate section of the department's tentative work program. Final approval of the transportation outreach program shall be made by the Legislature through the General Appropriations Act. Program projects approved by the Legislature must be included in the department's adopted work program.

(12) For purposes of funding projects under the program, the department shall allocate from the State Transportation Trust Fund in its program and resource plan a minimum of \$60 million each year beginning in fiscal 2001-2002 for a transportation outreach program. This funding is to be reserved for projects to be funded under the transportation outreach program. This allocation of funds is in addition to any funding provided to this program by any other provision of law.

(13) Notwithstanding any other law to the contrary the requirements of ss. 206.46(3), 206.606(2), 339.135, 339.155, and 339.175 shall not apply to the transportation outreach program.

(14) The department is authorized to adopt rules to implement the transportation outreach program supporting economic development.

Section 19. Section 339.2818, Florida Statutes, is created to read:

339.2818 Small County Outreach Program.—

(1) There is created within the Department of Transportation the Small County Outreach Program. The purpose of this program is to assist small county governments in resurfacing or reconstructing county roads or in constructing capacity or safety improvements to county roads.

(2) For the purposes of this section, the term "small county" means any county that has a population of 150,000 or less as determined by the most recent official estimate pursuant to s. 186.901.

(3) Funds allocated under this program, pursuant to section 4 of this act are in addition to any funds provided pursuant to s. 339.2816, for the Small County Road Assistance Program.

(4)(a) Small counties shall be eligible to compete for funds that have been designated for the Small County Outreach Program for projects on county roads. The department shall fund 75 percent of the cost of projects on county roads funded under the program.

(b) In determining a county's eligibility for assistance under this program, the department may consider whether the county has attempted to keep county roads in satisfactory condition.

(c) The following criteria shall be used to prioritize road projects for funding under the program:

1. The primary criterion is the physical condition of the road as measured by the department.

2. As secondary criteria the department may consider:

a. Whether a road is used as an evacuation route.

b. Whether a road has high levels of agricultural travel.

c. Whether a road is considered a major arterial route.

d. Whether a road is considered a feeder road.

e. Other criteria related to the impact of a project on the public road system or on the state or local economy as determined by the department.

(5) The department is authorized to administer contracts on behalf of a county selected to receive funding for a project under this section. All projects funded under this section shall be included in the department's work program developed pursuant to s. 339.135.

Section 20. Section 339.2817, Florida Statutes, is created to read:

339.2817 County Incentive Grant Program.—

(1) There is created within the Department of Transportation a County Incentive Grant Program for the purpose of providing grants to counties, to improve a transportation facility which is located on the State Highway System or which relieves traffic congestion on the State Highway System.

(2) To be eligible for consideration, projects must be consistent, to the maximum extent feasible, with local metropolitan planning organization plans and local government comprehensive plans.

(3) The department must consider, but is not limited to, the following criteria for evaluation of projects for County Incentive Grant Program assistance:

(a) The extent to which the project will encourage, enhance, or create economic benefits;

(b) The likelihood that assistance would enable the project to proceed at an earlier date than the project could otherwise proceed;

(c) The extent to which assistance would foster innovative public-private partnerships and attract private debt or equity investment;

(d) The extent to which the project uses new technologies, including intelligent transportation systems, which enhance the efficiency of the project;

(e) The extent to which the project helps to maintain or protect the environment; and

(f) The extent to which the project includes transportation benefits for improving intermodalism and safety.

(4) The percentage of matching funds provided from the County Incentive Grant Program to the eligible county will be based on the following:

(a) For projects on the Florida Intrastate Highway System the department shall provide 60 percent of project costs.

(b) For projects on the State Highway System the department shall provide 50 percent of project costs.

(c) For local projects which are demonstrated to relieve traffic congestion on the State Highway System the department shall provide 35 percent of project costs.

(5) The department is authorized to adopt rules to administer the County Incentive Grant Program.

(6) A municipality may apply to the county in which the municipality is located for consideration by the county for funding under this section of any project or project phase of a transportation facility which is located on the state highway system or which is demonstrated to relieve congestion on the state highway system. The county must evaluate all municipal applications as provided in subsection (3). If a municipality's proposed project is rejected by the county for funding under this section, or if the county's proposed project adversely affects a municipality within the county, the municipality may request mediation to resolve any concerns of the municipality and the county.

Section 21. Subsections (2) and (3) of section 427.0159, Florida Statutes, are redesignated as subsections (3) and (4), respectively, and a new subsection (2) is added to that section to read:

427.0159 Transportation Disadvantaged Trust Fund.—

(2) Beginning on July 1, 2000, and annually thereafter, \$2,000,000, shall be allocated by the Department of Transportation solely for providing additional funds as provided in subsection (3) of s. 427.0159. The allocation provided in this section is contingent on Senate Bill 854 or similar legislation becoming law.

Section 22. Notwithstanding any other law to the contrary the requirements of sections 206.46(3) and 206.606(2), Florida Statutes, shall not apply to any funding, programs, or other provisions contained in this act.

Section 23. This act shall take effect upon becoming a law.

Approved by the Governor June 9, 2000.

Filed in Office Secretary of State June 9, 2000.