



Transportation & Highway Safety Subcommittee

ACTION PACKET

**Tuesday, March 12, 2013
1:00 PM - 3:00 PM
404 HOB**

COMMITTEE MEETING REPORT
Transportation & Highway Safety Subcommittee
3/12/2013 1:00:00PM

Location: 404 HOB

Summary:

Transportation & Highway Safety Subcommittee

Tuesday March 12, 2013 01:00 pm

HB 479 Favorable With Committee Substitute

Yeas: 13 Nays: 0

PCB THSS 13-01 Favorable With Amendments (15)

Yeas: 14 Nays: 0

Amendment PCB THSS 13-01 a1 Adopted Without
Objection

Amendment PCB THSS 13-01 a10 Adopted Without
Objection

Amendment PCB THSS 13-01 a11 Adopted Without
Objection

Amendment PCB THSS 13-01 a12 Adopted

Amendment PCB THSS 13-01 a13 Adopted Without
Objection

Amendment PCB THSS 13-01 a14 Withdrawn

Amendment PCB THSS 13-01 a15 Withdrawn

Amendment PCB THSS 13-01 a2 Adopted Without
Objection

Amendment PCB THSS 13-01 a3 Adopted Without
Objection

Amendment PCB THSS 13-01 a4 Adopted Without
Objection

Amendment PCB THSS 13-01 a5 Adopted Without
Objection

Amendment PCB THSS 13-01 a6 Adopted Without
Objection

Amendment PCB THSS 13-01 a7 Adopted

Amendment PCB THSS 13-01 a8 Adopted

Amendment PCB THSS 13-01 a9 Adopted Without
Objection

Amendment PCB THSS 13-01 AA1 Adopted Without
Objection

Amendment PCB THSS 13-01 AA2 Adopted Without
Objection

PCB THSS 13-02 Favorable With Amendments (10)

Yeas: 13 Nays: 0

Amendment PCB THSS 13-02 a1 Adopted

Amendment PCB THSS 13-02 a10 Withdrawn

Amendment PCB THSS 13-02 a2 Adopted Without
Objection

Amendment PCB THSS 13-02 a3 Adopted Without
Objection

Amendment PCB THSS 13-02 a4 Adopted Without
Objection

Committee meeting was reported out: Tuesday, March 12, 2013 6:53:16PM

COMMITTEE MEETING REPORT
Transportation & Highway Safety Subcommittee
3/12/2013 1:00:00PM

Location: 404 HOB

Summary: (continued)

Transportation & Highway Safety Subcommittee

Tuesday March 12, 2013 01:00 pm

Amendment PCB THSS 13-02 a5	Adopted Without Objection
Amendment PCB THSS 13-02 a6	Adopted Without Objection
Amendment PCB THSS 13-02 a7	Adopted
Amendment PCB THSS 13-02 a8	Adopted Without Objection
Amendment PCB THSS 13-02 a9	Adopted Without Objection
Amendment PCB THSS 13-02 AA1	Adopted as Amended

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Transportation & Highway Safety Subcommittee
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Location: 404 HOB

Attendance:

	<i>Present</i>	<i>Absent</i>	<i>Excused</i>
Daniel Davis (Chair)	X		
Frank Artiles	X		
Heather Fitzenhagen	X		
Ed Hooper	X		
Jeanette Nuñez	X		
W. Keith Perry	X		
Bobby Powell	X		
Jake Raburn	X		
Holly Raschein	X		
Lake Ray	X		
Hazelle Rogers	X		
Irving Slosberg	X		
Linda Stewart	X		
Barbara Watson	X		
Totals:	14	0	0

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COMMITTEE MEETING REPORT
Transportation & Highway Safety Subcommittee

3/12/2013 1:00:00PM

Location: 404 HOB

HB 479 : Ignition Interlock Devices

Favorable With Committee Substitute

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Frank Artiles	X				
Heather Fitzenhagen	X				
Ed Hooper	X				
Jeanette Nuñez	X				
W. Keith Perry	X				
Bobby Powell	X				
Jake Raburn	X				
Holly Raschein			X		
Lake Ray	X				
Hazelle Rogers	X				
Irving Slosberg	X				
Linda Stewart	X				
Barbara Watson	X				
Daniel Davis (Chair)	X				
Total Yeas: 13		Total Nays: 0			

Appearances:

McLeod, Laura (Lobbyist) - Information Only
 Florida Association of DUI Programs, Inc
 1725 E Mahan Dr
 Tallahassee FL 32308
 Phone: (850)681-3384

Mannheimer, Doug (Lobbyist) - Information Only
 Alcohol Countermeasure Systems
 215 South Monroe Street, Suite 400
 Tallahassee Florida 32301
 Phone: 850-519-1716

Trammell, Robert (Lobbyist) - Information Only
 Florida Public Defender Association, Inc
 PO Box 11057
 Tallahassee FL 32301
 Phone: (850)488-6852

Daniels, Nancy (State Employee) - Information Only
 Public Defender, 2nd circuit
 Leon County Courthouse 301 S Monroe Street
 Tallahassee FL 32301
 Phone: 850-606-1000

Chamizo, Jorge (Lobbyist) - Information Only
 Florida Association of Criminal Defense Lawyers
 108 S. Monroe Street
 Tallahassee FL 32301
 Phone: (850)681-0024

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COMMITTEE MEETING REPORT
Transportation & Highway Safety Subcommittee

3/12/2013 1:00:00PM

Location: 404 HOB

HB 479 : Ignition Interlock Devices (continued)

Appearances: (continued)

Allen, Kristen (General Public) - Proponent
State Victim Services Manager, MADD Florida
1018 Thomasville Road, #101
Tallahassee FL 32303
Phone: 850-681-0061

Committee meeting was reported out: Tuesday, March 12, 2013 6:53:16PM

COMMITTEE MEETING REPORT
Transportation & Highway Safety Subcommittee

3/12/2013 1:00:00PM

Location: 404 HOB

PCB THSS 13-01 : Highway Safety and Motor Vehicles

Favorable With Amendments (15)

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Frank Artiles	X				
Heather Fitzenhagen	X				
Ed Hooper	X				
Jeanette Nuñez	X				
W. Keith Perry	X				
Bobby Powell	X				
Jake Raburn	X				
Holly Raschein	X				
Lake Ray	X				
Hazelle Rogers	X				
Irving Slosberg	X				
Linda Stewart	X				
Barbara Watson	X				
Daniel Davis (Chair)	X				
Total Yeas: 14	Total Nays: 0				

PCB THSS 13-01 Amendments

Amendment PCB THSS 13-01 a1

Adopted Without Objection

Amendment PCB THSS 13-01 a10

Adopted Without Objection

Amendment PCB THSS 13-01 a11

Adopted Without Objection

Amendment PCB THSS 13-01 a12

Adopted

Amendment PCB THSS 13-01 a13

Adopted Without Objection

Amendment PCB THSS 13-01 a14

Withdrawn

Committee meeting was reported out: Tuesday, March 12, 2013 6:53:16PM

COMMITTEE MEETING REPORT
Transportation & Highway Safety Subcommittee

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Location: 404 HOB

PCB THSS 13-01 : Highway Safety and Motor Vehicles (continued)

Amendment PCB THSS 13-01 a15

Withdrawn

Amendment PCB THSS 13-01 a2

Adopted Without Objection

Amendment PCB THSS 13-01 a3

Adopted Without Objection

Amendment PCB THSS 13-01 a4

Adopted Without Objection

Amendment PCB THSS 13-01 a5

Adopted Without Objection

Amendment PCB THSS 13-01 a6

Adopted Without Objection

Amendment PCB THSS 13-01 a7

Adopted

Amendment PCB THSS 13-01 a8

Adopted

Amendment PCB THSS 13-01 a9

Adopted Without Objection

Amendment PCB THSS 13-01 AA1

Adopted Without Objection

Amendment PCB THSS 13-01 AA2

Adopted Without Objection

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Transportation & Highway Safety Subcommittee

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Location: 404 HOB

PCB THSS 13-01 : Highway Safety and Motor Vehicles (continued)

Appearances:

James Butler - Proponent

FADRA

341 N. Maitland

Maitland FL 32751

Phone: 407-647-8839

Jorge L. Conforme - Proponent

LKQ Corporation

5975 N. Fed. Hwy

Ft. Lauderdale FL 33308

Phone: 954-492-3092

Fraser, Towson (Lobbyist) - Information Only

Copart, Inc

4665 Business Center Dr

Fairfield CA 94534

Phone: (850)671-4401

Cullen, David (Lobbyist) - Information Only

Advocacy Institute for Children

1674 University Pky #296

Sarasota FL 34243

Phone: (941)323-2404

Wharton, Paul (Lobbyist) - Information Only

Self

2356 Jose Circle North

Jacksonville FL 32217

Phone: 904-563-0627

Cullen, Mary-Lynn (Lobbyist) - Information Only

Advocacy Institute for Children

1674 University Pky #296

Sarasota FL 34243

Phone: (941)928-0278

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Location: 404 HOB

PCB THSS 13-02 : Department of Transportation

Favorable With Amendments (10)

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Frank Artiles	X				
Heather Fitzenhagen			X		
Ed Hooper	X				
Jeanette Nuñez	X				
W. Keith Perry	X				
Bobby Powell	X				
Jake Raburn	X				
Holly Raschein	X				
Lake Ray	X				
Hazelle Rogers	X				
Irving Slosberg	X				
Linda Stewart	X				
Barbara Watson	X				
Daniel Davis (Chair)	X				
Total Yeas: 13		Total Nays: 0			

PCB THSS 13-02 Amendments

Amendment PCB THSS 13-02 a1

Adopted

Amendment PCB THSS 13-02 a10

Withdrawn

Amendment PCB THSS 13-02 a2

Adopted Without Objection

Amendment PCB THSS 13-02 a3

Adopted Without Objection

Amendment PCB THSS 13-02 a4

Adopted Without Objection

Amendment PCB THSS 13-02 a5

Adopted Without Objection

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PCB THSS 13-02 : Department of Transportation (continued)

Amendment PCB THSS 13-02 a6

Adopted Without Objection

Amendment PCB THSS 13-02 a7

Adopted

Amendment PCB THSS 13-02 a8

Adopted Without Objection

Amendment PCB THSS 13-02 a9

Adopted Without Objection

Amendment PCB THSS 13-02 AA1

Adopted as Amended

Appearances:

Snow, Chris (Lobbyist) - Information Only
Director of Government Relations, Space Florida
1580 Waldo Palmer Lane
Tallahassee FL 32301
Phone: 321-474-9754

Hunter, Gary (Lobbyist) - Information Only
Association of Florida Community Developers, Inc
307 W Park Ave Ste 214
Tallahassee FL 32301
Phone: (850)222-7500

O'Malley, Robert (Lobbyist) - Proponent
CSX Transportation
500 Water St
Jacksonville FL 32202
Phone: (407)803-3969

Killinger, Lori (Lobbyist) - Information Only
Mihgahon Banking Alliance of Florida
2600 Centinnial Place
Tallahassee FL 32308
Phone: (850)222-5702

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COMMITTEE MEETING REPORT
Transportation & Highway Safety Subcommittee

3/12/2013 1:00:00PM

Location: 404 HOB

PCB THSS 13-02 : Department of Transportation (continued)

Appearances: (continued)

Chris Moya (Lobbyist) - Information Only
Miami Parking Authority
Phone: 850-321-6692

Rotundo, Louis (Lobbyist) - Information Only
City of Altamonte Springs; City of Maitland
225 Newburyport Ave
Altamonte Springs FL 32701
Phone: (407)699-9361

Gerard O'Rourke (Lobbyist) (State Employee) - Information Only
FDOT - Legislative Programs Director
605 Suwannee Street
Tallahassee FL 32399
Phone: 850-414-4797

Committee meeting was reported out: Tuesday, March 12, 2013 6:53:16PM



Amendment No. 10b

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	___	(Y/N)
ADOPTED AS AMENDED	___	(Y/N)
ADOPTED W/O OBJECTION	___	(Y/N)
FAILED TO ADOPT	___	(Y/N)
WITHDRAWN	___	(Y/N)
OTHER	_____	

1 Committee/Subcommittee hearing PCB: Transportation & Highway
 2 Safety Subcommittee
 3 Representative Raburn offered the following:

4
 5 **Amendment to Amendment (PCB THSS 13-01 a10) by**
 6 **Representative Raburn (with title amendment)**

7 Remove lines 238-277 of the amendment and insert:
 8 require the lienholder to reimburse them only for their purchase
 9 price of the derelict vehicle and shall not include any towing
 10 costs, storage fees, administrative fees, or other costs.

11 3. Any person who knowingly violates this paragraph by
 12 selling, transporting, delivering, purchasing, or receiving a
 13 derelict motor vehicle without obtaining a certificate of title,
 14 salvage certificate of title, certificate of destruction, or
 15 derelict motor vehicle certificate application; enters false or
 16 fictitious information on a derelict motor vehicle certificate
 17 application; does not complete the derelict motor vehicle
 18 certificate application as required; does not obtain a legible
 19 copy of the seller's or owner's valid driver's license or



Amendment No. 10b

20 identification card when required; does not make the required
21 notification to the department; or destroys or dismantles a
22 derelict motor vehicle without waiting the required time as set
23 forth in subparagraph 2. commits a felony of the third degree,
24 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

25 (3) (a) 1. As used in this section, a motor vehicle or
26 mobile home is a "total loss":

27 a. When an insurance company pays the vehicle owner to
28 replace the wrecked or damaged vehicle with one of like kind and
29 quality or when an insurance company pays the owner upon the
30 theft of the motor vehicle or mobile home; or

31 b. When an uninsured or self-insured motor vehicle or
32 mobile home is wrecked or damaged and the cost, at the time of
33 loss, of repairing or rebuilding the vehicle is 80 percent or
34 more of the cost to the owner of replacing the wrecked or
35 damaged motor vehicle or mobile home with one of like kind and
36 quality.

37 2. A motor vehicle or mobile home shall not be considered
38 a "total loss" if the insurance company and owner of a motor
39 vehicle or mobile home agree to repair, rather than to replace,
40 the motor vehicle or mobile home. ~~However, if the actual cost to~~
41 ~~repair the motor vehicle or mobile home to the insurance company~~
42 ~~exceeds 100 percent of the cost of replacing the wrecked or~~
43 ~~damaged motor vehicle or mobile home with one of like kind and~~
44 ~~quality, the owner shall forward to the department, within 72~~
45 ~~hours after the agreement, a request to brand the certificate of~~
46 ~~title with the words "Total Loss Vehicle." Such a brand shall~~
47 ~~become a part of the vehicle's title history.~~



Amendment No. 10b

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T I T L E A M E N D M E N T

Remove line 214 of the amendment and insert:
provisions to changes made by the act; amending s. 319.30, F.S.;
permitting a licensed salvage motor vehicle dealer to seek
reimbursement for the purchase price of the derelict vehicle
from lienholder and prohibiting the recovery of any other costs;
removing a provision that requires the owner of a wrecked or
damaged motor vehicle or mobile home to forward a request to the
department to brand the certificate of title with the words
"Total Loss Vehicle" when the actual cost to repair the wrecked
or damaged motor vehicle or mobile to the insurance company
exceeds 100 percent of the cost of replacing the wrecked or
damaged motor vehicle or mobile home with one of like kind and
quality; providing an

ADDITIONAL AMENDMENTS WORKSHEET

Bill Number: PCB THSS 13-01

MEMBERS	A w/o #11		Adopted #12		A w/o #13		Withdrawn #14	
	Yeas	Nays	Yeas	Nays	Yeas	Nays	Yeas	Nays
Rep. Artiles			✓					
Rep. Fitzenhagen			✓					
Rep. Hooper				✓				
Rep. Nunez								
Rep. Perry			✓					
Rep. Powell			✓					
Rep. Raburn			✓					
Rep. Raschein			✓					
Rep. Ray			✓					
Rep. Rogers				✓				
Rep. Slosberg			✓					
Rep. Stewart			✓					
Rep. Watson, B.				✓				
Chair Davis			✓					
TOTALS	Yeas	Nays	Yeas	Nays	Yeas	Nays	Yeas	Nays
			10	3				



Amendment No. 7a

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<input type="checkbox"/> (Y/N)
ADOPTED AS AMENDED	<input checked="" type="checkbox"/> (Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/> (Y/N)
FAILED TO ADOPT	<input type="checkbox"/> (Y/N)
WITHDRAWN	<input type="checkbox"/> (Y/N)
OTHER	<input type="checkbox"/>

1 Committee/Subcommittee hearing PCB: Transportation & Highway
 2 Safety Subcommittee
 3 Representative Davis offered the following:

4
 5 **Amendment to Amendment (PCB THSS 13-02 a7) by**
 6 **Representative Davis**

7 Remove lines 42-53 of the amendment and insert:

8 2. If a person is engaged in a lawful hunting activity and
 9 enters upon stationary rails or roadbeds that are owned or
 10 leased by a railroad or railway company where notice of posting
 11 is not provided, he or she does not commit a violation of this
 12 section for a temporary entry upon such railroad or railway
 13 company property in the course of lawful hunting activities.



Amendment No. 10

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED _____ (Y/N)
 ADOPTED AS AMENDED _____ (Y/N)
 ADOPTED W/O OBJECTION _____ (Y/N)
 FAILED TO ADOPT _____ (Y/N)
 WITHDRAWN ✓ (Y/N)
 OTHER _____

1 Committee/Subcommittee hearing PCB: Transportation & Highway
 2 Safety Subcommittee
 3 Representative Slosberg offered the following:

Amendment

Between lines 1686 and 1687, insert:

7 (1) (a) Sale of advertising.—The Department of
 8 Transportation may sell the name rights or a sponsorship of the
 9 Florida Turnpike to a private sector business or entity.

10 (2) (a) Ten percent shall be distributed, prorated by
 11 population, to district school boards and must be used to
 12 enhance funds for the school district's driver education
 13 program. The prorated share of such funds for a district that
 14 does not provide a driver education program may not be
 15 distributed to that district and shall be deposited into the
 16 State Transportation Trust Fund. The remaining ninety percent
 17 shall be distributed to the State Transportation Trust Fund.

18 (3) (a) All sponsorships and advertisements shall be family
 19 friendly and approved by the Department of Transportation. No



Amendment No. 10

20 advertisements shall include references to sexuality, drugs, or
21 alcohol; illegal or inappropriate products; or references to
22 religious or political views or affiliations.