



Highway & Waterway Safety Subcommittee

ACTION PACKET

**Wednesday, February 4, 2015
10:00 AM – 12:00 PM
116 (Knott Building)**

**Steve Crisafulli
Speaker**

**W. Gregory Steube
Chair**

COMMITTEE MEETING REPORT
Highway & Waterway Safety Subcommittee

2/4/2015 10:00:00AM

Location: 116 Knott Building

Summary:

Highway & Waterway Safety Subcommittee

Wednesday February 04, 2015 10:00 am

HB 51	Favorable With Committee Substitute Amendment 950723 Adopted Without Objection	Yeas: 11	Nays: 0
HB 145	Favorable With Committee Substitute Amendment 531563 Adopted Without Objection	Yeas: 10	Nays: 1
HB 241	Favorable	Yeas: 11	Nays: 0

Committee meeting was reported out: Wednesday, February 04, 2015 10:50:52AM

COMMITTEE MEETING REPORT
Highway & Waterway Safety Subcommittee

2/4/2015 10:00:00AM

Location: 116 Knott Building

Attendance:

	<i>Present</i>	<i>Absent</i>	<i>Excused</i>
W. Gregory Steube (Chair)	X		
Larry Ahern	X		
Bryan Avila	X		
Brad Drake	X		
Dave Kerner	X		
Mike La Rosa	X		
Chris Latvala	X		
W. Keith Perry			X
Holly Raschein	X		
Michelle Rehwinkel Vasilinda	X		
Ronald Renuart	X		
Irving Slosberg	X		
Richard Stark	X		
Totals:	12	0	1

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COMMITTEE MEETING REPORT
Highway & Waterway Safety Subcommittee

2/4/2015 10:00:00AM

Location: 116 Knott Building

HB 51 : Disabled Parking Permits

Favorable With Committee Substitute

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Larry Ahern	X				
Bryan Avila	X				
Brad Drake	X				
Dave Kerner	X				
Mike La Rosa	X				
Chris Latvala	X				
W. Keith Perry			X		
Holly Raschein	X				
Michelle Rehwinkel Vasilinda	X				
Ronald Renuart	X				
Irving Slosberg	X				
Richard Stark	X				
W. Gregory Steube (Chair)			X		
Total Yeas: 11		Total Nays: 0			

HB 51 Amendments

Amendment 950723

Adopted Without Objection

Committee meeting was reported out: Wednesday, February 04, 2015 10:50:52AM

COMMITTEE MEETING REPORT
Highway & Waterway Safety Subcommittee

2/4/2015 10:00:00AM

Location: 116 Knott Building

HB 145 : Commercial Motor Vehicle Review Board

Favorable With Committee Substitute

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Larry Ahern	X				
Bryan Avila	X				
Brad Drake	X				
Dave Kerner	X				
Mike La Rosa	X				
Chris Latvala	X				
W. Keith Perry			X		
Holly Raschein	X				
Michelle Rehwinkel Vasilinda		X			
Ronald Renuart	X				
Irving Slosberg	X				
Richard Stark	X				
W. Gregory Steube (Chair)			X		
Total Yeas: 10		Total Nays: 1			

HB 145 Amendments

Amendment 531563

Adopted Without Objection

Committee meeting was reported out: Wednesday, February 04, 2015 10:50:52AM

COMMITTEE MEETING REPORT
Highway & Waterway Safety Subcommittee

2/4/2015 10:00:00AM

Location: 116 Knott Building

HB 241 : Personal Flotation Devices

Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Larry Ahern	X				
Bryan Avila	X				
Brad Drake	X				
Dave Kerner	X				
Mike La Rosa	X				
Chris Latvala	X				
W. Keith Perry			X		
Holly Raschein	X				
Michelle Rehwinkel Vasilinda	X				
Ronald Renuart	X				
Irving Slosberg	X				
Richard Stark	X				
W. Gregory Steube (Chair)			X		
Total Yeas: 11		Total Nays: 0			

Appearances:

Elliott, Brandy (Lobbyist) (State Employee) - Waive In Support
 Florida Fish and Wildlife Conservation Commission
 Deputy Director
 620 S Meridian St
 Tallahassee FL 32399-1600
 Phone: (850)487-3795

Committee meeting was reported out: Wednesday, February 04, 2015 10:50:52AM



Amendment No. 1

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 bill: Highway & Waterway Safety
2 Subcommittee

3 Representative Murphy offered the following:
4

5 **Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:

7 Section 1. Paragraph (d) of subsection (1) and paragraphs
8 (d) and (e) of subsection (2) of section 320.0848, Florida
9 Statutes, are amended to read:

10 320.0848 Persons who have disabilities; issuance of
11 disabled parking permits; temporary permits; permits for certain
12 providers of transportation services to persons who have
13 disabilities.-

14 (1)

15 (d) ~~Beginning October 1, 2012, the~~ The department shall
16 renew the disabled parking permit of any person certified as
17 permanently disabled on the application if the person provides a



Amendment No. 1

18 certificate of disability issued within the last 12 months
19 pursuant to this subsection. A veteran who has been previously
20 evaluated and certified by the United States Department of
21 Veterans Affairs or any branch of the United States Armed Forces
22 as permanently and totally disabled from a service-connected
23 disability may provide a United States Department of Veterans
24 Affairs Form Letter 27-333, or its equivalent, issued within the
25 last 12 months in lieu of a certificate of disability.

26 (2) DISABLED PARKING PERMIT; PERSONS WITH LONG-TERM
27 MOBILITY PROBLEMS.—

28 ~~(d) If an applicant who is a disabled veteran, is a~~
29 ~~resident of this state, has been honorably discharged, and~~
30 ~~either has been determined by the Department of Defense or the~~
31 ~~United States Department of Veterans Affairs or its predecessor~~
32 ~~to have a service-connected disability rating for compensation~~
33 ~~of 50 percent or greater or has been determined to have a~~
34 ~~service-connected disability rating of 50 percent or greater and~~
35 ~~is in receipt of both disability retirement pay from the United~~
36 ~~States Department of Veterans Affairs, he or she must still~~
37 ~~provide a signed physician's statement of qualification for the~~
38 ~~disabled parking permits.~~

39 (e) To obtain a replacement for a disabled parking permit
40 that has been lost or stolen, a person must submit an
41 application on a form prescribed by the department, provide a
42 certificate of disability issued within the last 12 months
43 pursuant to subsection (1), and pay a replacement fee in the



Amendment No. 1

44 amount of \$1, to be retained by the issuing agency. If the
 45 person submits with the application a police report documenting
 46 that the permit was stolen, there is no replacement fee. A
 47 veteran who has been previously evaluated and certified by the
 48 United States Department of Veterans Affairs or any branch of
 49 the United States Armed Forces as permanently and totally
 50 disabled from a service-connected disability may provide a
 51 United States Department of Veterans Affairs Form Letter 27-333,
 52 or its equivalent, issued within the last 12 months in lieu of a
 53 certificate of disability.

54 Section 2. This act shall take effect July 1, 2015.

55 -----
 56
 57 **T I T L E A M E N D M E N T**

58 Remove everything before the enacting clause and insert:
 59 An act relating to disabled parking permits; amending s.
 60 320.0848, F.S.; authorizing certain veterans to provide the
 61 Department of Highway Safety and Motor Vehicles alternative
 62 documentation for renewal or replacement of a disabled parking
 63 permit; providing an effective date.



Amendment No. 1

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 bill: Highway & Waterway Safety
 2 Subcommittee
 3 Representative Beshears offered the following:

Amendment (with title amendment)

Remove line 16 and insert:

Section 1. Paragraph (a) of subsection (2) of section 316.545, Florida Statutes, is amended to read:

316.545 Weight and load unlawful; special fuel and motor fuel tax enforcement; inspection; penalty; review.—

(2) (a) Whenever an officer of the Florida Highway Patrol or weight inspector of the Department of Transportation, upon weighing a vehicle or combination of vehicles with load, determines that the axle weight or gross weight is unlawful, the officer may require the driver to stop the vehicle in a suitable place and remain standing until a determination can be made as to the amount of weight thereon and, if overloaded, the amount



Amendment No. 1

18 of penalty to be assessed as provided herein. However, any gross
19 weight over and beyond 6,000 pounds beyond the maximum herein
20 set shall be unloaded and all material so unloaded shall be
21 cared for by the owner or operator of the vehicle at the risk of
22 such owner or operator. Except as otherwise provided in this
23 chapter, to facilitate compliance with and enforcement of the
24 weight limits established in s. 316.535, weight tables published
25 pursuant to s. 316.535(7) shall include a 10-percent scale
26 tolerance and shall thereby reflect the maximum scaled weights
27 allowed any vehicle or combination of vehicles. As used in this
28 section, scale tolerance means the allowable deviation from
29 legal weights established in s. 316.535. Notwithstanding any
30 other provision of the weight law, if a vehicle or combination
31 of vehicles does not exceed the gross, external bridge, or
32 internal bridge weight limits imposed in s. 316.535 and the
33 driver of such vehicle or combination of vehicles can comply
34 with the requirements of this chapter by shifting or equalizing
35 the load on all wheels or axles and does so when requested by
36 the proper authority, the driver shall not be held to be
37 operating in violation of said weight limits. When the driver is
38 issued a citation for exceeding weight limits established in s.
39 316.535 by means of portable scales the driver may proceed to
40 the next weigh station or public scales for verification of
41 weight. In the event the vehicle is found to be in compliance
42 with the weight requirements of this chapter at the fixed scale
43 the driver may submit, by US mail, both the portable scale



Amendment No. 1

44 citation and certified scale ticket to the Commercial Motor
45 Vehicle Review Board for revocation of the penalty.

46

47 Section 1. Effective October 1, 2015, subsection (7) of

48

49

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51

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

52

Remove line 3 and insert:

53

Board; amending s. 316.545, F.S.; creating a weight appeal

54

process to the Commercial Motor Vehicle Review Board; revising

55

the



Representative Keith Perry

Florida House of Representatives, District 21

Magnolia Parke, Suite C
4650 NW 39th Avenue, Gainesville, FL 32606
(352)264-4040 ~ (352)264-4044 (f)

City Hall-Cross City
99 Northeast 210th Avenue
Cross City, FL 32628

405 House Office Building
402 S. Monroe St. Tallahassee, FL 32399
(850) 717-5021

February 2nd 2015

The Honorable Gregory W. Steube, Chair
Highway & Waterway Safety Subcommittee
204 House Office Building
402 South Monroe Street
Tallahassee, FL 32399-1300

Re: February 4th 2015 Committee Meeting

Dear Chair Steube,

I would respectfully request permission for my attendance to be delayed for our committee meeting on February 4th 2015 at 10:00 AM. I will be presenting a piece of legislation at that time in the Government Operations Subcommittee.

I apologize in advance for the inconvenience and if you or your staff require any further information, please do not hesitate to contact me.

Respectfully,

A handwritten signature in black ink that reads "W. Keith Perry".

Representative Keith Perry, District 21

Cc: Melissa Smith, Policy Chief
Annalee Morris, Legislative Assistant

*Education Committee (Vice Chair), Choice & Innovation Subcommittee, Higher Education & Workforce Subcommittee
Highway & Waterway Safety Subcommittee, Transportation & Economic Development Appropriations
Serving Alachua, Dixie, and Gilchrist Counties*