A bill to be entitled

An act relating to transportation; amending s. 260.0142, F.S.; requiring the Florida Greenways and Trails Council to meet within a specified time to update specified recommendations; amending s. 311.14, F.S.; requiring each seaport to include specified strategies for obtaining and maintaining critical infrastructure resources as part of a 10-year strategic plan; creating s. 311.26, F.S.; requiring the Department of Transportation to coordinate with certain entities for a specified purpose; amending s. 316.003, F.S.; revising the definition of the term "personal delivery device"; amending s. 316.008, F.S.; authorizing a personal delivery device to be operated in specified areas; providing an exception; amending s. 316.2071, F.S.; authorizing a personal delivery device to operate in specified areas; providing an exception; prohibiting a personal delivery device or mobile carrier from interfering with bicyclists and motor vehicles; prohibiting a personal delivery device or mobile carrier from operating in specified areas unless certain conditions are met; authorizing the department to adopt rules; amending s. 330.41, F.S.; prohibiting a political subdivision from taking certain actions against a drone delivery service on a

commercial property; removing a limitation relating to drone ports; providing that the addition of a drone delivery service within the parking area of a commercial property does not reduce the number of parking spaces for a specified purpose; amending s. 332.001, F.S.; revising powers and duties of the department with respect to airport systems in this state; amending s. 332.006, F.S.; requiring the department to coordinate with certain airports for a specified purpose; amending s. 332.0075, F.S.; requiring commercial service airports to provide methods for obtaining and maintaining critical infrastructure resources; amending s. 334.03, F.S.; creating and modifying definitions for purposes of the Florida Transportation Code; amending s. 334.044, F.S.; providing and revising powers and duties of the department; amending s. 334.63, F.S.; providing state policy; requiring a governmental entity to include certain information in specified publications; defining the terms "nonpecuniary factor" and "net-zero policies"; amending s. 341.041, F.S.; providing that certain provisions relating to paratransit services apply only to persons with disabilities; amending s. 790.19, F.S.; providing penalties for shooting into or throwing deadly missiles into an occupied or

unoccupied autonomous vehicle; amending s. 806.13, F.S.; providing penalties for defacing, injuring, or damaging an autonomous vehicle; amending s. 921.0022, F.S.; conforming a cross-reference; providing an effective date.

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

Section 1. Paragraph (h) of subsection (4) of section 260.0142, Florida Statutes, is amended to read:

260.0142 Florida Greenways and Trails Council; composition; powers and duties.—

(4) The duties of the council include the following:

(h) Make recommendations for updating and revising the implementation plan for the Florida Greenways and Trails System, including, but not limited to, recommendations for prioritization of regionally significant trails within the Florida Shared-Use Nonmotorized Trail Network. The council shall meet within 90 days after the Department of Transportation submits its report pursuant to s. 339.81(8) to update its recommendations for prioritization of regionally significant trails within the network.

Section 2. Paragraph (b) of subsection (2) of section 311.14, Florida Statutes, is amended to read:

311.14 Seaport planning.—

(2) Each port shall develop a strategic plan with a 10-year horizon. Each plan must include the following:

(b) An infrastructure development and improvement component that identifies all projected infrastructure improvements within the plan area which require improvement, expansion, or development in order for a port to attain a strategic advantage for competition with national and international competitors. This component must provide strategies for obtaining and maintaining critical infrastructure resources for the port and its tenants. Such strategies must include long-term contracts, rights of first refusal regarding the sale or lease of property storing such resources, and contingency plans for obtaining such resources. For purposes of this paragraph, the term "critical infrastructure resources," includes, but is not limited to, access to electricity, fuel, and water resources.

To the extent feasible, the port strategic plan must be consistent with the local government comprehensive plans of the units of local government in which the port is located. Upon approval of a plan by the port's board, the plan shall be submitted to the Florida Seaport Transportation and Economic Development Council.

Section 3. Section 311.26, Florida Statutes, is created to read:

311.26 Florida Seaport Maritime Industrial Base.—The Department of Transportation shall coordinate with the Department of Commerce and the ports listed in s. 311.09, the United States Department of Commerce, and the United States Department of War to identify and prioritize key maritime components in the supply chain which are essential to strengthening and expanding this state's maritime industrial base. The ports listed in s. 311.09 shall support projects evaluated by the Department of Transportation, which shall directly support the construction, maintenance, and modernization of both commercial vessels, including cargo vessels, and vessels designed for national defense. Projects shall be evaluated based on the return on invested capital, job creation, and contribution to the economic competitiveness of this state and based on support for the national security interests of the United States. Additional considerations shall include the anticipated enhancement of this state's commercial maritime capabilities.

Section 4. Subsection (59) of section 316.003, Florida Statutes, is amended to read:

316.003 Definitions.—The following words and phrases, when used in this chapter, shall have the meanings respectively ascribed to them in this section, except where the context otherwise requires:

(59) PERSONAL DELIVERY DEVICE.—An electrically powered

device that:

(a) Is operated on sidewalks, ~~and~~ crosswalks, bicycle lanes, bicycle paths, or shoulders on streets, roadways, or highways, excluding limited access facilities, and intended primarily for transporting property;

(b) Has a weight that does not exceed the maximum weight established by Department of Transportation rule;

(c) Operates at ~~Has~~ a maximum speed of 10 miles per hour on sidewalks and crosswalks and 20 miles per hour on bicycle lanes, bicycle paths, or shoulders on streets, roadways, or highways, excluding limited access facilities; and

(d) Is equipped with technology to allow for operation of the device with or without the active control or monitoring of a natural person.

A personal delivery device is not considered a vehicle unless expressly defined by law as a vehicle. A mobile carrier is not considered a personal delivery device. The Department of Transportation may adopt rules to implement this subsection.

Section 5. Paragraph (b) of subsection (7) of section 316.008, Florida Statutes, is amended to read:

316.008 Powers of local authorities.—

(7)

(b)1. Except as provided in subparagraph 2., a personal delivery device may be operated on sidewalks, crosswalks,

bicycle lanes, bicycle paths, or shoulders on streets, roadways, or highways, excluding limited access facilities, and a mobile carrier may be operated on sidewalks and crosswalks within a county or municipality when such use is permissible under federal law. This paragraph does not restrict a county or municipality from otherwise adopting regulations for the safe operation of personal delivery devices and mobile carriers.

2. A personal delivery device may not be operated on the Florida Shared-Use Nonmotorized Trail Network created under s. 339.81 or components of the Florida Greenways and Trails System created under chapter 260.

Section 6. Subsections (1) and (3) of section 316.2071, Florida Statutes, are amended, and subsection (5) is added to that section, to read:

316.2071 Personal delivery devices and mobile carriers.—

(1) Notwithstanding any provision of law to the contrary, a personal delivery device may operate on sidewalks, crosswalks, bicycle lanes, bicycle paths, or shoulders on streets, roadways, or highways, excluding limited access facilities, and a ~~or~~ mobile carrier may operate on sidewalks and crosswalks, subject to s. 316.008(7)(b). Such ~~A~~ personal delivery device or mobile carrier ~~operating on a sidewalk or crosswalk~~ has all the rights and duties applicable to a pedestrian under the same circumstances. A~~, except that the~~ personal delivery device or mobile carrier may ~~must~~ not unreasonably interfere with

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pedestrians, bicyclists, and motor vehicles ~~or traffic~~ and must yield the right-of-way to pedestrians ~~on the sidewalk or crosswalk~~.

(3) A personal delivery device and a mobile carrier may not:

(a) Operate on a sidewalk, crosswalk, bicycle lane, or shoulder on a street, roadway, or highway, excluding a limited access facility, unless the personal delivery device or mobile carrier meets minimum criteria established by the Department of Transportation ~~public highway except to the extent necessary to cross a crosswalk~~.

(b) Operate on a sidewalk, ~~or~~ crosswalk, bicycle lane, bicycle path, or shoulder on a street, roadway, or highway, excluding a limited access facility, unless a human who is an agent of the personal delivery device operator is capable of ~~actively~~ controlling and ~~or~~ monitoring the navigation and operation of the personal delivery device or a mobile carrier owner remains within 25 feet of the mobile carrier.

(c) Transport hazardous materials as defined in s. 316.003.

(d) For mobile carriers, transport persons or animals.

(5) The Department of Transportation may adopt rules to implement this section.

Section 7. Paragraph (c) of subsection (3) of section 330.41, Florida Statutes, is amended, and a new paragraph (e) is

added to that subsection, to read:

330.41 Unmanned Aircraft Systems Act.—

(3) REGULATION.—

(c) Except as otherwise expressly provided, a political subdivision may not withhold issuance of a business tax receipt, development permit, or other conditional use approval to a drone delivery service on a commercial property or enact or enforce an ordinance or resolution that prohibits a drone delivery service's operation ~~based on the location of its drone port~~, notwithstanding part II of chapter 163 and chapter 205. A political subdivision may enforce minimum setback and landscaping regulations that are generally applicable to permitted uses in the drone port site's zoning district. This paragraph may not be construed to authorize a political subdivision to require additional landscaping as a condition of approval ~~of a drone port~~.

(e) The addition of a drone delivery service within the parking area of a commercial property does not reduce the number of parking spaces for the purpose of meeting applicable minimum parking requirements.

Section 8. Subsection (1) of section 332.001, Florida Statutes, is amended to read:

332.001 Aviation; powers and duties of the Department of Transportation.—

(1) It shall be the duty, function, and responsibility of

the Department of Transportation to plan and direct investments in airport systems in this state to facilitate the efficient movement of passengers and cargo and to continuously improve the experience for the flying public and the supply chain of this state's businesses. In carrying out this duty and responsibility, the department may assist and advise, cooperate, and coordinate with the federal, state, local, or private organizations and individuals in planning such systems of airports.

Section 9. Subsection (10) is added to section 332.006, Florida Statutes, to read:

332.006 Duties and responsibilities of the Department of Transportation.—The Department of Transportation shall, within the resources provided to the department:

(10) Coordinate with commercial service airports in this state to review United States Transportation Security Administration policies and programs, including programs for veterans and active duty members of the United States Armed Forces and their families to increase the efficiency of passenger screening and the overall customer service experience of the flying public.

Section 10. Subsections (4), (5), and (6) of section 332.0075, Florida Statutes, are renumbered as subsections (5), (6), and (7), respectively, and subsection (4) is added to that section, to read:

332.0075 Commercial service airports; transparency and accountability; penalty.—

(4) Notwithstanding any other provision of law, commercial service airports must provide methods for obtaining and maintaining critical infrastructure resources for the airport, its tenants, and the traveling public. Such strategies must include long-term contracts and rights of first refusal regarding the sale of and contingency plans for such resources. For purposes of this paragraph, the term "critical infrastructure resources," includes, but is not limited to, access to electricity, fuel, and water resources.

Section 11. Subsections (1), (2), (3), (4), (5), (6), (7), (8), (9), (10), (11), (12), (13), (14), (15), (16), (17), (18), (19), (20), (21), (22), (23), (24), (25), (26), (27), (28), (29), (30), (31), (32), (33), (34), (35), (36), and (37) of section 334.03, Florida Statutes, are renumbered as subsections (2), (3), (4), (5), (6), (7), (8), (9), (10), (11), (12), (13), (14), (15), (16), (17), (18), (19), (20), (21), (22), (23), (24), (25), (26), (27), (28), (29), (30), (31), (32), (33), (34), (35), (36), (37), and (38), respectively, renumbered subsection (30) is amended, and subsection (1) is added to that section, to read:

334.03 Definitions.—When used in the Florida Transportation Code, the term:

(1) "Advanced air mobility corridor connection point"

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means any land area or transportation facility, including any airspace, designated by the department as suitable to support the efficient movement of people and goods by use as a connection point for advanced air mobility.

(30) ~~(29)~~ "Transportation corridor" means any advanced air mobility corridor connection point or any land area designated by the state, a county, or a municipality which is between two geographic points and which area is used or suitable for the movement of people and goods by one or more modes of transportation, including areas necessary for management of access and securing applicable approvals and permits. Transportation corridors, other than advanced air mobility corridor connection points, shall contain, but are not limited to, the following:

(a) Existing publicly owned rights-of-way;

(b) All property or property interests necessary for future transportation facilities, including rights of access, air, view, and light, whether public or private, for the purpose of securing and utilizing future transportation rights-of-way, including, but not limited to, any lands reasonably necessary now or in the future for securing applicable approvals and permits, borrow pits, drainage ditches, water retention areas, rest areas, replacement access for landowners whose access could be impaired due to the construction of a future facility, and replacement rights-of-way for relocation of rail and utility

facilities.

Section 12. Subsections (5), (20), and (21) of section 334.044, Florida Statutes, are amended, and subsections (40) through (42) are added to that section, to read:

334.044 Powers and duties of the department.—The department shall have the following general powers and duties:

(5) To purchase, lease, or otherwise acquire property and materials, including the purchase of promotional items as part of public information and education campaigns for the promotion of environmental management, scenic highways, traffic and train safety awareness, commercial motor vehicle safety, workforce development, transportation economic development opportunities ~~electric vehicle use and charging stations~~, autonomous vehicles, advanced air mobility, and context classification for electric vehicles and autonomous vehicles; to purchase, lease, or otherwise acquire equipment and supplies; and to sell, exchange, or otherwise dispose of any property that is no longer needed by the department.

(20) To operate and maintain research facilities designated by the department, to conduct and enter into contracts and agreements for compensation for conducting research by the department and private entities ~~studies~~, and to collect data necessary for the improvement of the state transportation system.

(21) To conduct and enter into contracts and agreements

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for research and demonstration projects relative to innovative transportation technologies.

(40) To coordinate with local governments and municipalities to review federal funding grant applications that impact or may impact state-owned rights-of-way, roads, bridges, and limited access facilities to the department for review and approval before submission to the Federal Government or the Federal Highway Administration.

(41) To coordinate with local governments to review and develop applications for federal funding to ensure that each project will have the maximum benefit to this state transportation system, contributing to congestion relief and infrastructure improvements.

(42) Notwithstanding s. 20.255(9), to serve as the point of contact for statewide topographic aerial light detection and ranging (LiDAR) procurement and cost sharing related to statewide geographic information systems and geospatial data sharing. The department may provide these services to other state and local agencies by entering into an interagency agreement consistent with chapter 216. Notwithstanding any other law, including any charter provision, ordinance, statute, or special law, all state and local agencies conducting programs or exercising powers relating to topographic aerial LiDAR may enter into interagency agreements consistent with chapter 216 with the department for the provision by the department of topographic

aerial LiDAR procurement and cost-sharing services, and to delegate such authority to conduct programs or exercise powers relating to topographic aerial LiDAR procurement and cost-sharing services to the department pursuant to such interagency agreements. The department may adopt rules pursuant to ss. 120.536(1) and 120.54 to implement this subsection.

Section 13. Subsection (3) is added to section 334.63, Florida Statutes, to read:

334.63 Project concept studies and project development and environment studies.—

(3)(a) It is the policy of this state that nonpecuniary factors are not considerations in taxpayer-funded project development and environmental studies. To the extent such nonpecuniary factors are a requirement of federal law or as a condition of receipt of federal transportation funding, a governmental entity must include the following in any publication, document, report, presentation, webpage, or digital application:

1. A written statement that federal law requires such considerations as part of the project development and environmental study in question and a reference to such federal law.

2. The amount of taxpayer funding required to make such considerations, including the approximate increase in costs related to nonpecuniary factors.

3. The estimated cost increase for all project phases for the overall recommended project when nonpecuniary factors are considered.

(b) For purposes of this subsection, the term "nonpecuniary factor" includes any of the following:

1. Considerations related to social justice, including diversity, equity, and inclusion or the placement of highways or transportation facilities having a disproportionate effect or impact on a specific demographic;

2. Considerations related to environmental justice, including the social or cultural environment being impacted by the actions;

3. Sociocultural effect evaluations; or

4. Additional considerations related to climate alarmism, including any benchmark, standard, threshold, goal, or requirement related to emissions, motor vehicle fuel sources, decarbonization, and net-zero policies. For purposes of this subparagraph, the term "net-zero policies" means achieving a balance between the total amount of greenhouse gases released into the atmosphere and the amount removed. The term does not include standard reviews related to section 4(f) requirements outlined in 49 U.S.C. s. 303 and 23 U.S.C. s. 138.

Section 14. Subsection (16) of section 341.041, Florida Statutes, is amended to read:

341.041 Transit responsibilities of the department.—The

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department shall, within the resources provided pursuant to chapter 216:

(16) Unless otherwise provided by state or federal law, ensure that all grants and agreements between the department and entities providing paratransit services to persons with disabilities include, at a minimum, the following provisions:

(a) Performance requirements for the delivery of services, including clear penalties for repeated or continuing violations;

(b) Minimum liability insurance requirements for all transportation services purchased, provided, or coordinated for the transportation disadvantaged, as defined in s. 427.011(1), through the contracted vendor or subcontractor thereof;

(c) Complaint and grievance processes for users of paratransit services for persons with disabilities ~~users~~, including a requirement that all reported complaints, grievances, and resolutions be reported to the department on a quarterly basis; and

(d) A requirement that the provisions of paragraphs (a), (b), and (c) must be included in any agreement between an entity receiving a grant or an agreement from the department and such entity's contractors or subcontractors that provide paratransit services for persons with disabilities.

Section 15. Section 790.19, Florida Statutes, is amended to read:

790.19 Shooting into or throwing deadly missiles into

occupied or unoccupied ~~dwellings,~~ public or private buildings, ~~occupied or not occupied;~~ vessels, aircraft, public or private buses, railroad cars, streetcars, or other vehicles.—Any person who ~~Whoever,~~ wantonly or maliciously~~,~~ shoots at, within, or into, or throws any missile or hurls or projects a stone or other hard substance which would produce death or great bodily harm~~,~~ at, within, or into, ~~in~~ any occupied or unoccupied public or private building; any~~, occupied or unoccupied, or~~ public or private bus; ~~or~~ any train, locomotive, railway car, caboose, cable railway car, street railway car, monorail car, or vehicle of any kind which is being used or occupied by any person; any occupied or unoccupied autonomous vehicle;~~, or~~ any boat, vessel, ship, or barge lying in or plying the waters of this state;~~,~~ or any aircraft flying through the airspace of this state commits ~~shall be guilty of~~ a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

Section 16. Subsections (2) through (12) of section 806.13, Florida Statutes, are renumbered as subsections (3) through (13), respectively, present subsection (11) is amended, and a new subsection (2) is added to that section, to read:

806.13 Criminal mischief; penalties; penalty for minor.—

(2) Any person who willfully or maliciously defaces, injures, or damages by any means any autonomous vehicle, as defined in s. 316.003(3), commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084,

if the damage to the autonomous vehicle is greater than $200.

(12)~~(11)~~ A minor whose driver license or driving privilege is revoked, suspended, or withheld under subsection (11) ~~(10)~~ may elect to reduce the period of revocation, suspension, or withholding by performing community service at the rate of 1 day for each hour of community service performed. In addition, if the court determines that due to a family hardship, the minor's driver license or driving privilege is necessary for employment or medical purposes of the minor or a member of the minor's family, the court shall order the minor to perform community service and reduce the period of revocation, suspension, or withholding at the rate of 1 day for each hour of community service performed. As used in this subsection, the term "community service" means cleaning graffiti from public property.

Section 17. Paragraph (b) of subsection (3) of section 921.0022, Florida Statutes, is amended to read:

921.0022 Criminal Punishment Code; offense severity ranking chart.—

(3) OFFENSE SEVERITY RANKING CHART

(b) LEVEL 2

Florida Statute	Felony Degree	Description

365.172 (14)(b)1.	3rd	Misuse of emergency communications system causing great bodily harm, permanent disfigurement, or permanent disability.
379.2431 (1)(e)3.	3rd	Possession of 11 or fewer marine turtle eggs in violation of the Marine Turtle Protection Act.
379.2431 (1)(e)4.	3rd	Possession of more than 11 marine turtle eggs in violation of the Marine Turtle Protection Act.
403.413(6)(c)	3rd	Dumps waste litter exceeding 500 lbs. in weight or 100 cubic feet in volume or any quantity for commercial purposes, or hazardous waste.
517.07(2)	3rd	Failure to furnish a prospectus meeting requirements.

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590.28(1)	3rd	Intentional burning of lands.
784.03(3)	3rd	Battery during a riot or an aggravated riot.
784.05(3)	3rd	Storing or leaving a loaded firearm within reach of minor who uses it to inflict injury or death.
787.04(1)	3rd	In violation of court order, take, entice, etc., minor beyond state limits.
806.13(1)(b)3.	3rd	Criminal mischief; damage $1,000 or more to public communication or any other public service.
806.13(4) ~~806.13(3)~~	3rd	Criminal mischief; damage of $200 or more to a memorial or historic property.
810.061(2)	3rd	Impairing or impeding telephone or power to a dwelling;

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		facilitating or furthering burglary.
810.09(2)(d)	3rd	Trespassing on posted commercial horticulture property.
812.014(2)(c)1.	3rd	Grand theft, 3rd degree; $750 or more but less than $5,000.
812.014(2)(d)1.	3rd	Grand theft, 3rd degree; $40 or more but less than $750, taken from dwelling or its unenclosed curtilage.
812.014(2)(e)2.	3rd	Petit theft, 1st degree; less than $40 taken from dwelling or its unenclosed curtilage with one prior theft conviction.
812.015(7)	3rd	Possession, use, or attempted use of an antishoplifting or inventory control device countermeasure.

817.234(1)(a)2.	3rd	False statement in support of insurance claim.
817.481(3)(a)	3rd	Obtain credit or purchase with false, expired, counterfeit, etc., credit card, value over $300.
817.52(3)	3rd	Failure to redeliver hired vehicle.
817.54	3rd	With intent to defraud, obtain mortgage note, etc., by false representation.
817.60(5)	3rd	Dealing in credit cards of another.
817.60(6)(a)	3rd	Forgery; purchase goods, services with false card.
817.61	3rd	Fraudulent use of credit cards over $100 or more within 6 months.

826.04	3rd	Knowingly marries or has sexual intercourse with person to whom related.
831.01	3rd	Forgery.
831.02	3rd	Uttering forged instrument; utters or publishes alteration with intent to defraud.
831.07	3rd	Forging bank bills, checks, drafts, or promissory notes.
831.08	3rd	Possessing 10 or more forged notes, bills, checks, or drafts.
831.09	3rd	Uttering forged notes, bills, checks, drafts, or promissory notes.
831.11	3rd	Bringing into the state forged bank bills, checks, drafts, or notes.

832.05(3)(a)	3rd	Cashing or depositing item with intent to defraud.
836.13(3)	3rd	Soliciting an altered sexual depiction of an identifiable person without consent.
843.01(2)	3rd	Resist police canine or police horse with violence; under certain circumstances.
843.08	3rd	False personation.
843.19(3)	3rd	Touch or strike police, fire, SAR canine or police horse.
893.13(2)(a)2.	3rd	Purchase of any s. 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)6., (2)(c)7., (2)(c)8., (2)(c)9., (2)(c)10., (3), or (4) drugs other than cannabis.
893.147(2)	3rd	Manufacture or delivery of drug paraphernalia.

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Section 18. This act shall take effect July 1, 2026.

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