



HB 1455

2003

1 A bill to be entitled

2 An act relating to high occupancy vehicle lanes; amending
3 s. 316.0741, F.S.; allowing certain energy-saving vehicles
4 to travel in such lanes, regardless of occupancy;
5 providing for a decal and registration certificate;
6 providing for a fee; defining "hybrid vehicle"; providing
7 rulemaking authority; providing an effective date.

8
9 Be It Enacted by the Legislature of the State of Florida:

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11 Section 1. Subsections (4) and (5) are added to section
12 316.0741, Florida Statutes, to read:

13 316.0741 High occupancy vehicle lanes.--

14 (4)(a) Notwithstanding any other provision of this
15 section, a vehicle designated as a hybrid vehicle under this
16 subsection may be driven in an HOV lane at any time, regardless
17 of its occupancy. The department shall issue a decal and
18 registration certificate, to be renewed annually, reflecting the
19 HOV lane designation on hybrid vehicles authorizing such use.
20 The department may charge a fee for the decals, at a price not
21 to exceed the costs of designing, producing, and distributing
22 each decal, or \$5, whichever is less. The proceeds from sale of
23 the decals shall be deposited in the Highway Safety Operating
24 Trust Fund.

25 (b) For the purposes of this subsection, the term "hybrid
26 vehicle" means a motor vehicle made by a manufacturer and which:

27 1. Draws propulsion energy from onboard sources of stored
28 energy which consist of an internal combustion or heat engine
29 using combustible fuel and a rechargeable energy storage system;
30 and



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31 2. In the case of a passenger automobile or light truck:

32 a. For vehicle models year 2000 and later, has received a
33 certificate of conformity under the Clean Air Act, 42 U.S.C. s.
34 7401 et seq., and meets or exceeds the equivalent qualifying
35 California low emission vehicle standard under s. 243(e)(2) of
36 the Clean Air Act, 42 U.S.C. s. 7583(c)(2), for that make and
37 model year;

38 b. For a vehicle models year 2004 and later, has received
39 a certificate that such vehicle meets or exceeds the Bin 5 Tier
40 II emission level established in regulations prescribed by the
41 Administrator of the Environmental Protection Agency under s.
42 202(i) of the Clean Air Act, 42 U.S.C. s. 7521(i); or

43 c. Achieves a composite label fuel economy greater than or
44 equal to 1.5 times the Model Year 2002 E.P.A. composite class
45 average for the same vehicle class.

46 (5) The department may adopt rules necessary to administer
47 this section.

48 Section 2. This act shall take effect October 1, 2003.