



HB 1873

2003

1 A bill to be entitled

2 An act relating to the operation of motorcycles; amending
3 s. 316.209, F.S.; providing that certain prohibitions
4 concerning the operation of motorcycles do not apply to
5 firefighters in the performance of their official duties;
6 amending s. 316.293, F.S.; repealing sound level limits
7 for motorcycles; providing an effective date.

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

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11 Section 1. Section 316.209, Florida Statutes, is amended
12 to read:

13 316.209 Operating motorcycles on roadways laned for
14 traffic.--

15 (1) All motorcycles are entitled to full use of a lane and
16 no motor vehicle shall be driven in such manner as to deprive
17 any motorcycle of the full use of a lane. This subsection shall
18 not apply to motorcycles operated two abreast in a single lane.

19 (2) The operator of a motorcycle shall not overtake and
20 pass in the same lane occupied by the vehicle being overtaken.

21 (3) No person shall operate a motorcycle between lanes of
22 traffic or between adjacent lines or rows of vehicles.

23 (4) Motorcycles shall not be operated more than two
24 abreast in a single lane.

25 (5) Subsections (2) and (3) do ~~shall~~ not apply to police
26 officers or firefighters in the performance of their official
27 duties.

28 (6) A violation of this section is a noncriminal traffic
29 infraction, punishable as a moving violation as provided in
30 chapter 318.



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31 Section 2. Subsection (2) of section 316.293, Florida
 32 Statutes, is amended to read:

33 316.293 Motor vehicle noise.--

34 (2) OPERATING NOISE LIMITS.--No person shall operate or be
 35 permitted to operate a vehicle at any time or under any
 36 condition of roadway grade, load, acceleration, or deceleration
 37 in such a manner as to generate a sound level in excess of the
 38 following limit for the category of motor vehicle and applicable
 39 speed limit at a distance of 50 feet from the center of the lane
 40 of travel under measurement procedures established under
 41 subsection (3).

42 ~~(a) For motorcycles other than motor-driven cycles:~~

	Sound level limit	
	Speed limit	Speed limit
	35 mph or less	over 35 mph
Before January 1, 1979	82 dB A	86 dB A
On or after		
January 1, 1979	78 dB A	82 dB A

45 (a)(b) For any motor vehicle with a GVWR or GCWR of 10,000
 46 pounds or more:

	Sound level limit	
	Speed limit	Speed limit
	35 mph or less	over 35 mph
On or after		
January 1, 1975	86 dB A	90 dB A

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