

By Senator Geller

31-637A-04

1 A bill to be entitled
2 An act relating to limitations on passing,
3 changing lanes, or changing course in motor
4 vehicles; amending s. 316.085, F.S.;
5 prohibiting driving outside of authorized lanes
6 or within pavement markings or traffic control
7 devices except where explicitly permitted;
8 providing exceptions; prohibiting vehicles from
9 entering queues of certain slow-moving traffic;
10 providing an effective date.

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

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14 Section 1. Present subsection (3) of section 316.085,
15 Florida Statutes, is redesignated as subsection (5), and new
16 subsections (3) and (4) are added to that section, to read:

17 316.085 Limitations on overtaking, passing, changing
18 lanes and changing course.--

19 (3) A motor vehicle may not be driven outside of the
20 authorized lane of travel or over, across, or within a
21 pavement marking or traffic control device for the purpose of
22 overtaking or passing another vehicle except where the
23 pavement marking or traffic control device explicitly permits
24 such overtaking or passing. This prohibition does not apply to
25 maneuvers taken to avoid disabled vehicles or obstructions.

26 (4) A motor vehicle may not be driven from a direct
27 course in a lane on a highway until the driver has determined
28 that the vehicle is not entering a vehicular queue at a point
29 ahead of the last vehicle in the queue. As used in this
30 subsection, the term "queue" means more than one vehicle
31 proceeding in the same direction, traveling at less than the

1 posted speed limit, and aligned in one or more lanes for the
2 purpose of exiting or entering a roadway, merging, or
3 traveling through a designated construction zone.

4 Section 2. This act shall take effect July 1, 2004.

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7 SENATE SUMMARY

8 Prohibits driving outside of certain authorized lanes or
9 within pavement markings or traffic control devices
10 except where explicitly permitted. Prohibits vehicles
11 from entering queues of slow-moving traffic.
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