

By Senator Geller

31-251-06

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A bill to be entitled

An act relating to limitations on passing, changing lanes, or changing course in motor vehicles; amending s. 316.085, F.S.; prohibiting driving outside of authorized lanes or within pavement markings or traffic control devices except where explicitly permitted; providing exceptions; prohibiting a vehicle from entering certain queues of slow-moving traffic; providing a penalty; providing an effective date.

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

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

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

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

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

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

5 ~~(5)(3)~~ A violation of this section is a noncriminal
6 traffic infraction, punishable as a moving violation as
7 provided in chapter 318.

8 Section 2. This act shall take effect July 1, 2006.

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SENATE SUMMARY

Prohibits driving outside of certain authorized lanes or within pavement markings or traffic control devices except where explicitly permitted. Prohibits a vehicle from entering a queue of slow-moving traffic ahead of the last vehicle.