

HB 1495

2007

1 A bill to be entitled
2 An act relating to motor vehicle safety; requiring that
3 guardrails or other barriers be installed between a
4 highway and an adjacent canal or waterway; requiring that
5 the Department of Transportation adopt rules establishing
6 certain standards governing the installation of the
7 barriers; requiring that barriers be installed for
8 existing highways by a specified date; defining the term
9 "highway"; providing for installation and maintenance of
10 required barriers by the department or the local
11 governmental entity that maintains the highway adjacent to
12 the barriers; providing an effective date.

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

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16 Section 1. Barrier required between a highway and a canal
17 or waterbody.--Each highway that is adjacent to a canal or other
18 waterbody must have a system of guardrails, retention cables, or
19 other barriers between the highway and the canal or waterbody
20 which are installed and maintained in conformance with standards
21 established by rule of the Department of Transportation. The
22 standards must be designed to limit the loss of life by safely
23 preventing an out-of-control motor vehicle from entering the
24 canal or waterbody and may include criteria, such as the width,
25 depth, or proximity of the canal or waterbody to the traveled
26 way of the highway, specifying those areas of the highway where
27 barriers are required. For a highway in existence on July 1,
28 2007, the barriers required under this section must be installed

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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29 on or before December 31, 2009. The Department of Transportation
30 shall adopt rules to administer this section. As used in this
31 section, the term "highway" means a road, street, or other way
32 open to the public for travel by motor vehicles and whose
33 maintenance is the responsibility of a municipality, a county,
34 or the Department of Transportation. The barriers required by
35 this section must be installed and maintained by the
36 governmental entity responsible for maintaining the highway that
37 is adjacent to a canal or waterbody.

38 Section 2. This act shall take effect July 1, 2007.