

By Senator Saunders

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A bill to be entitled

An act relating to operation of all-terrain vehicles; amending s. 316.2123, F.S.; authorizing a local government to limit the use of all-terrain vehicles to designated unpaved roadways under certain conditions; providing an effective date.

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

Section 1. Section 316.2123, Florida Statutes, is amended to read:

316.2123 Operation of an ATV on certain roadways.--

(1) The operation of an ATV, as defined in s. 317.0003, upon the public roads or streets of this state is prohibited, except that an ATV may be operated during the daytime on an unpaved roadway where the posted speed limit is less than 35 miles per hour ~~by a licensed driver or by a minor under the supervision of a licensed driver. The operator must provide proof of ownership pursuant to chapter 317 upon request by a law enforcement officer.~~

(2) A county is exempt from this section if the governing body of the county, by majority vote, following a noticed public hearing, votes to exempt the county from this section. Alternatively, a county may, by majority vote after such a hearing, designate certain unpaved roadways where an ATV may be operated during the daytime so long as each such designated roadway has a posted speed limit of less than 35 miles per hour and is appropriately marked to indicate permissible ATV use.

1 (3) Any ATV operation that is permitted under
2 subsection (1) or subsection (2) may be undertaken only by a
3 licensed driver or a minor who is under the supervision of a
4 licensed driver. The operator must provide proof of ownership
5 under chapter 317 upon request by a law enforcement officer.

6 Section 2. This act shall take effect upon becoming a
7 law.

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10 SENATE SUMMARY

11 Authorizes a local government to limit the use of
12 all-terrain vehicles to designated unpaved roadways under
13 certain conditions.
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