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LEGISLATIVE ACTION

Senate	.	House
Comm: FAV	.	
04/14/2009	.	
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The Committee on Commerce (Oelrich) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause
and insert:

Section 1. Section 316.2126, Florida Statutes, is amended
to read:

316.2126 Authorized use of golf carts, low-speed vehicles,
and utility vehicles ~~by municipalities and state employees,~~
~~state park volunteers, and state park visitors.~~

(1) In addition to the powers granted by ss. 316.212 and
316.2125, municipalities are authorized to utilize golf carts
and utility vehicles, as defined in s. 320.01, upon any state,



13 county, or municipal roads located within the corporate limits
14 of such municipalities, subject to the following conditions:

15 (a) Golf carts and utility vehicles must comply with the
16 operational and safety requirements in ss. 316.212 and 316.2125,
17 and with any more restrictive ordinances enacted by the local
18 governmental entity pursuant to s. 316.212(8), and shall be
19 operated only by municipal employees for municipal purposes,
20 including, but not limited to, police patrol, traffic
21 enforcement, and inspection of public facilities.

22 (b) In addition to the safety equipment required in s.
23 316.212(6) and any more restrictive safety equipment required by
24 the local governmental entity pursuant to s. 316.212(8), such
25 golf carts and utility vehicles must be equipped with sufficient
26 lighting and turn signal equipment.

27 (c) Golf carts and utility vehicles may be operated only on
28 state roads that have a posted speed limit of 30 miles per hour
29 or less.

30 (2) State employees, state park volunteers, and state park
31 visitors are authorized to use golf carts and utility vehicles,
32 as defined in s. 320.01, upon any public roads within the
33 boundaries of state parks managed by the Division of Recreation
34 and Parks of the Department of Environmental Protection, subject
35 to the following conditions:

36 (a) Golf carts and utility vehicles must comply with the
37 operational and safety requirements in s. 316.212.

38 (b) Golf carts and utility vehicles shall be operated only
39 by state employees and state park volunteers for state purposes
40 and by state park visitors for uses authorized by the Division
41 of Recreation and Parks of the Department of Environmental



42 Protection.

43 (3) (a) As used in this subsection, the term:

44 1. "Golf cart" means a motor vehicle as defined in s.
45 320.01(22), including vehicles modified to have a cargo platform
46 or bin to transport parcels or a hitch to tow a trailer.

47 2. "Residential area" means areas zoned primarily or
48 exclusively for single-family or multifamily residential use.

49 3. "Seasonal delivery personnel" means employees of a
50 licensed commercial delivery service that has at least 10,000
51 persons employed in this state.

52 (b) Seasonal delivery personnel may use the following
53 vehicles solely for the purpose of delivering express envelopes
54 and packages having a maximum size of 130 inches for the
55 combined length and girth and weighing not more than 150 pounds
56 from midnight October 15 until midnight December 31 of each
57 year:

58 1. Low-speed vehicles and utility vehicles as defined in s.
59 320.01 upon any public road within a residential area that has a
60 posted speed limit of 35 miles per hour or less.

61 2. Golf carts upon a public road within a residential area
62 that has a posted speed limit of 30 miles per hour or less.

63 3. Golf carts upon a public road within a residential area
64 that has a posted speed limit of 35 miles per hour or less,
65 unless a municipality having jurisdiction over the public road
66 has enacted an ordinance restricting personnel from driving on
67 roads that have a posted speed limit of 30 miles per hour or
68 less.

69
70 Seasonal delivery personnel may pull a trailer from any of these



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71 vehicles.

72 (c) All vehicles specified in this subsection must be:

73 1. Marked in a conspicuous manner with the name of the
74 delivery service.

75 2. Equipped with, at a minimum, the equipment required
76 under s. 316.212(6).

77 3. Equipped with head lamps and tail lamps, in addition to
78 the safety requirements in s. 316.212(6), if operated after
79 sunset.

80 (4)(3) Anyone operating a golf cart, low-speed vehicle, or
81 utility vehicle pursuant to this section must possess a valid
82 driver's license as required by s. 322.03.

83 Section 2. This act shall take effect July 1, 2009.

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86 ===== T I T L E A M E N D M E N T =====

87 And the title is amended as follows:

88 Delete everything before the enacting clause
89 and insert:

90 A bill to be entitled
91 An act relating to delivery vehicles; amending s.
92 316.2126, F.S.; defining the terms "golf cart,"
93 "residential area," and "seasonal delivery personnel";
94 authorizing the use of golf carts, low-speed vehicles,
95 and utility vehicles by seasonal delivery personnel
96 during a certain timeframe; requiring specified
97 vehicles to be equipped with safety equipment;
98 providing an effective date.