

By the Committee on Transportation; and Senator Altman

596-03416-09

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1                   A bill to be entitled  
2           An act relating to delivery vehicles; amending s.  
3           316.2126, F.S.; defining the term "seasonal delivery  
4           personnel"; authorizing the use of golf carts,  
5           modified carts, low-speed vehicles, and utility  
6           vehicles by seasonal delivery personnel during a  
7           certain timeframe; providing an effective date.  
8

9 Be It Enacted by the Legislature of the State of Florida:  
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11           Section 1. section 316.2126, Florida Statutes, is amended  
12 to read:

13           316.2126 Authorized use of golf carts, modified carts, low-  
14 speed vehicles, and utility vehicles ~~by municipalities and state~~  
15 ~~employees, state park volunteers, and state park visitors.-~~

16           (1) In addition to the powers granted by ss. 316.212 and  
17 316.2125, municipalities are authorized to utilize golf carts  
18 and utility vehicles, as defined in s. 320.01, upon any state,  
19 county, or municipal roads located within the corporate limits  
20 of such municipalities, subject to the following conditions:

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

28           (b) In addition to the safety equipment required in s.  
29 316.212(6) and any more restrictive safety equipment required by

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30 the local governmental entity pursuant to s. 316.212(8), such  
31 golf carts and utility vehicles must be equipped with sufficient  
32 lighting and turn signal equipment.

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

36 (2) State employees, state park volunteers, and state park  
37 visitors are authorized to use golf carts and utility vehicles,  
38 as defined in s. 320.01, upon any public roads within the  
39 boundaries of state parks managed by the Division of Recreation  
40 and Parks of the Department of Environmental Protection, subject  
41 to the following conditions:

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

44 (b) Golf carts and utility vehicles shall be operated only  
45 by state employees and state park volunteers for state purposes  
46 and by state park visitors for uses authorized by the Division  
47 of Recreation and Parks of the Department of Environmental  
48 Protection.

49 (3) (a) As used in this subsection, the term "seasonal  
50 delivery personnel" means employees of a licensed commercial  
51 delivery service when delivering for that service during the  
52 time period specified in paragraph (b).

53 (b) Seasonal delivery personnel are authorized to use golf  
54 carts, modified carts, low-speed vehicles, and utility vehicles  
55 as defined in s. 320.01 upon any public road that has a speed  
56 limit of up to 35 miles per hour for the purpose of delivering  
57 goods sent through a delivery service. As used in this  
58 subsection, the term "golf cart" means a motor vehicle as

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59 defined in s. 320.01(22), but also includes such vehicles  
60 modified with a cargo platform or bin to transport parcels, or  
61 with a hitch to tow a trailer. Such vehicles must be marked in  
62 some manner with the name of the delivery service. A trailer may  
63 be pulled by the vehicle. Vehicles used pursuant to this  
64 subsection may be operated after sunset if, in addition to the  
65 safety requirements in s. 316.212(6), they are equipped with  
66 suitable headlights and tail lights. This authorization applies  
67 to deliveries made from midnight October 15 until midnight  
68 December 31 of each year.

69 (4)~~(3)~~ Anyone operating a golf cart or utility vehicle  
70 pursuant to this section must possess a valid driver's license  
71 as required by s. 322.03.

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