

By Senator Sobel

31-01735-09

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1 A bill to be entitled
2 An act relating to common carrier motor vehicles;
3 creating s. 316.255, F.S.; requiring the use of
4 SunPass electronic toll collection system when
5 carrying passengers; defining the term "common
6 carrier"; providing for application; providing
7 penalties; 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 316.255, Florida Statutes, is created to
12 read:

13 316.255 Common carrier transporting passengers; SunPass
14 required.-

15 (1) (a) A common carrier hired for the purpose of
16 transporting passengers may not drive or operate, or cause to be
17 driven or operated, on any road or bridge toll facility in this
18 state any motor vehicle carrying such passengers unless the
19 motor vehicle is equipped with the SunPass toll collection
20 system.

21 (b) For purposes of this section, "common carrier" means
22 any person, firm, or corporation that undertakes for hire, as a
23 regular business, the transportation by motor vehicle of persons
24 from place to place, offering its services to all who choose to
25 employ it and pay its charges.

26 (c) This section does not apply in a county where the
27 SunPass toll collection system is not in use.

28 (2) A violation of this section is a noncriminal traffic
29 infraction, punishable as a nonmoving violation as provided in

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30 chapter 318.

31 Section 2. This act shall take effect October 1, 2009.