

2009210e1

1 A bill to be entitled
2 An act relating to commercial motor vehicles; amending
3 s. 316.545, F.S.; increasing the maximum weight limits
4 on certain vehicles to compensate for weight increases
5 that result from the installation of idle-reduction
6 technologies; amending s. 316.1895, F.S.; revising the
7 authorized locations for the placement of certain
8 warning signs at school zones; providing an effective
9 date.

10
11 Be It Enacted by the Legislature of the State of Florida:

12
13 Section 1. Subsection (3) of section 316.545, Florida
14 Statutes, is amended to read:

15 316.545 Weight and load unlawful; special fuel and motor
16 fuel tax enforcement; inspection; penalty; review.—

17 (3) Any person who violates the overloading provisions of
18 this chapter shall be conclusively presumed to have damaged the
19 highways of this state by reason of such overloading, which
20 damage is hereby fixed as follows:

21 (a) When the excess weight is 200 pounds or less than the
22 maximum herein provided, the penalty shall be \$10;

23 (b) Five cents per pound for each pound of weight in excess
24 of the maximum herein provided when the excess weight exceeds
25 200 pounds. However, whenever the gross weight of the vehicle or
26 combination of vehicles does not exceed the maximum allowable
27 gross weight, the maximum fine for the first 600 pounds of
28 unlawful axle weight shall be \$10;

29 (c) For a vehicle equipped with fully functional idle-

2009210e1

30 reduction technology, any penalty shall be calculated by
31 reducing the actual gross vehicle weight or the internal bridge
32 weight by the certified weight of the idle-reduction technology
33 or by 400 pounds, whichever is less. The vehicle operator must
34 present written certification of the weight of the idle-
35 reduction technology and must demonstrate or certify that the
36 idle-reduction technology is fully functional at all times. This
37 calculation is not allowed for vehicles described in s.
38 316.535(6);

39 (d)-(e) An apportioned motor vehicle, as defined in s.
40 320.01, operating on the highways of this state without being
41 properly licensed and registered shall be subject to the
42 penalties as herein provided; and

43 (e)-(d) Vehicles operating on the highways of this state
44 from nonmember International Registration Plan jurisdictions
45 which are not in compliance with the provisions of s. 316.605
46 shall be subject to the penalties as herein provided.

47 Section 2. Subsection (6) of section 316.1895, Florida
48 Statutes, is amended to read:

49 316.1895 Establishment of school speed zones, enforcement;
50 designation.-

51 (6) Permanent signs designating school zones and school
52 zone speed limits shall be uniform in size and color, and shall
53 have the times during which the restrictive speed limit is
54 enforced clearly designated thereon. Flashing beacons activated
55 by a time clock, or other automatic device, or manually
56 activated may be used as an alternative to posting the times
57 during which the restrictive school speed limit is enforced.
58 Beginning July 1, 2008, for any newly established school zone or

2009210e1

59 any school zone in which the signing has been replaced, a sign
60 stating "Speeding Fines Doubled" shall be installed within or in
61 advance of the school zone. The Department of Transportation
62 shall establish adequate standards for the signs and flashing
63 beacons.

64 Section 3. This act shall take effect July 1, 2009.