

1 A bill to be entitled
 2 An act relating to off-highway vehicles; amending ss.
 3 261.03, 316.2074, and 317.0003, F.S.; revising the
 4 definition of "ATV" and "all-terrain vehicle" for purposes
 5 of provisions relating to the sale and use of motorized
 6 off-highway vehicles; providing an effective date.

7
 8 Be It Enacted by the Legislature of the State of Florida:

9
 10 Section 1. Subsections (2), (6), and (11) of section
 11 261.03, Florida Statutes, are amended to read:

12 261.03 Definitions.--As used in this chapter, the term:

13 (2) "ATV" means any motorized off-highway or all-terrain
 14 vehicle 60 ~~50~~ inches or less in width, having a dry weight of
 15 1,500 ~~900~~ pounds or less, designed to travel on three or more
 16 low-pressure tires, having a seat designed to be straddled by
 17 the operator or a bench seat and handlebars or a steering wheel
 18 for steering control, and intended for use by a single operator
 19 or with additional riders if the vehicle is designed for
 20 passengers ~~with no passenger~~.

21 (6) "Off-highway vehicle" means any ATV, ~~two-rider ATV,~~ or
 22 OHM that is used off the roads or highways of this state and
 23 that is not registered and licensed for highway use under
 24 chapter 320.

25 ~~(11) "Two-rider ATV" means any ATV that is specifically~~
 26 ~~designed by the manufacturer for a single operator and one~~
 27 ~~passenger.~~

28 Section 2. Subsection (2) of section 316.2074, Florida

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29 Statutes, is amended to read:

30 316.2074 All-terrain vehicles.--

31 (2) As used in this section, the term "all-terrain
 32 vehicle" means any motorized off-highway vehicle 60 ~~50~~ inches or
 33 less in width, having a dry weight of 1,500 ~~900~~ pounds or less,
 34 designed to travel on three or more low-pressure tires, having a
 35 seat designed to be straddled by the operator or a bench seat
 36 and handlebars or a steering wheel for steering control, and
 37 intended for use by a single operator or with additional riders
 38 if the vehicle is designed for passengers ~~with no passenger~~. ~~For~~
 39 ~~the purposes of this section, "all-terrain vehicle" also~~
 40 ~~includes any "two-rider ATV" as defined in s. 317.0003.~~

41 Section 3. Subsections (1), (6), and (9) of section
 42 317.0003, Florida Statutes, are amended to read:

43 317.0003 Definitions.--As used in this chapter, the term:

44 (1) "ATV" means any motorized off-highway or all-terrain
 45 vehicle 60 ~~50~~ inches or less in width, having a dry weight of
 46 1,500 ~~900~~ pounds or less, designed to travel on three or more
 47 low-pressure tires, having a seat designed to be straddled by
 48 the operator or a bench seat and handlebars or a steering wheel
 49 for steering control, and intended for use by a single operator
 50 or with additional riders if the vehicle is designed for
 51 passengers ~~and with no passenger~~.

52 (6) "Off-highway vehicle" means any ATV, ~~two-rider ATV,~~ or
 53 OHM that is used off the roads or highways of this state and
 54 that is not registered and licensed for highway use pursuant to
 55 chapter 320.

56 ~~(9) "Two-rider ATV" means any ATV that is specifically~~

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57 | ~~designed by the manufacturer for a single operator and one~~
58 | ~~passenger.~~

59 | Section 4. This act shall take effect July 1, 2009.