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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/10/2009	.	
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	.	
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The Committee on Agriculture (Baker) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause
and insert:

Section 1. Subsections (2) and (6) of section 261.03,
Florida Statutes, are amended, present subsections (9), (10),
and (11) of that section are renumbered as subsections (10),
(11), and (12), respectively, and a new subsection (9) is added
to that section, to read:

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

(2) "ATV" means any motorized off-highway or all-terrain
vehicle 50 inches or less in width, having a dry weight of 1,500



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13 ~~900~~ pounds or less, designed to travel on three or more
14 nonhighway low-pressure tires, having a seat designed to be
15 straddled by the operator and handlebars for steering control,
16 and intended for use by a single operator with no passenger.

17 (6) "Off-highway vehicle" means any ATV, two-rider ATV,
18 ROV, or OHM that is used off the roads or highways of this state
19 and that is not registered and licensed for highway use under
20 chapter 320.

21 (9) "ROV" means any motorized, recreational, off-highway
22 vehicle that is 60 inches or less in width, has a dry weight of
23 1,500 pounds or less, is designed to travel on four or more
24 nonhighway tires, has nonstraddle seating and a steering wheel,
25 and is manufactured for recreational use by one or more persons.
26 However, the term does not include a golf cart as defined in s.
27 320.01(22) or s. 316.003(68) or a low-speed vehicle as defined
28 in s. 320.01(42).

29 Section 2. Subsection (2) of section 316.2074, Florida
30 Statutes, is amended to read:

31 316.2074 All-terrain vehicles.-

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

41 Section 3. Subsections (1) and (6) of section 317.0003,



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42 Florida Statutes, are amended, present subsection (9) of that
43 section is renumbered as subsection (10), and a new subsection
44 (9) is added to that section, to read:

45 317.0003 Definitions.—As used in this chapter, the term:

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

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

56 (9) "ROV" means any motorized recreational off-highway
57 vehicle that is 60 inches or less in width, has a dry weight of
58 1,500 pounds or less, is designed to travel on four or more
59 nonhighway tires, has nonstraddle seating and a steering wheel,
60 and is manufactured for recreational use by one or more persons.
61 However, the term does not include a golf cart as defined in s.
62 320.01(22) or s. 316.003(68) or a low-speed vehicle as defined
63 in s. 320.01(42).

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

65
66 ===== T I T L E A M E N D M E N T =====

67 And the title is amended as follows:

68
69 Delete everything before the enacting clause
70 and insert:



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71 A bill to be entitled
72 An act relating to off-highway vehicles; amending s.
73 261.03, F.S.; redefining the terms "ATV" and "off-
74 highway vehicle" and defining the term "ROV" for
75 purposes of provisions relating to off-highway vehicle
76 safety; amending s. 316.2074, F.S.; redefining the
77 term "all-terrain vehicle" for purposes of the Florida
78 Uniform Traffic Control Law; amending s. 317.0003,
79 F.S.; redefining the terms "ATV" and "off-highway
80 vehicle" and defining the term "ROV" for purposes of
81 provisions relating to the titling of such vehicles;
82 providing an effective date.