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LEGISLATIVE ACTION

Senate

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House

The Committee on Transportation (Clemens) recommended the following:

Senate Amendment (with title amendment)

Before line 16
insert:

Section 1. The intent of the Legislature is to reduce road rage and traffic congestion by reducing the incidence of crashes and drivers' interferences with the movement of traffic and by promoting the orderly, free flow of traffic on the roads and highways of the state.

Section 2. Subsection (91) is added to section 316.003, Florida Statutes, to read:

316.003 Definitions.—The following words and phrases, when



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13 used in this chapter, shall have the meanings respectively
14 ascribed to them in this section, except where the context
15 otherwise requires:

16 (91) ROAD RAGE.—The act of a driver or passenger to
17 intentionally or unintentionally, due to a loss of emotional
18 control, injure or kill another driver, passenger, bicyclist, or
19 pedestrian, or to attempt or threaten to injure or kill another
20 driver, passenger, bicyclist, or pedestrian.

21 Section 3. Present subsection (3) of section 316.083,
22 Florida Statutes, is redesignated as subsection (4), and a new
23 subsection (3) is added to that section, to read:

24 316.083 Overtaking and passing a vehicle.—The following
25 rules shall govern the overtaking and passing of vehicles
26 proceeding in the same direction, subject to those limitations,
27 exceptions, and special rules hereinafter stated:

28 (3) (a) On a road, street, or highway having two or more
29 lanes that allow movement in the same direction, a driver may
30 not continue to operate a motor vehicle in the furthestmost left-
31 hand lane if the driver knows, or reasonably should know, that
32 he or she is being overtaken in that lane from the rear by a
33 motor vehicle traveling at a higher rate of speed.

34 (b) Paragraph (a) does not apply to a driver operating a
35 motor vehicle in the furthestmost left-hand lane if:

36 1. The driver is in the process of overtaking a slower
37 motor vehicle in the adjacent right-hand lane for the purpose of
38 passing the slower vehicle before moving to the adjacent right-
39 hand lane;

40 2. Conditions preclude the driver from moving to the
41 adjacent right-hand lane;



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42 3. The driver's movement to the adjacent right-hand lane
43 could endanger the driver or other drivers;

44 4. The driver is directed by a law enforcement officer,
45 road sign, or road crew to remain in the furthestmost left-hand
46 lane; or

47 5. The driver is preparing to make a left turn.

48 Section 4. For the purpose of incorporating the amendment
49 made by this act to section 316.083, Florida Statutes, in a
50 reference thereto, section 316.1923, Florida Statutes, is
51 reenacted to read:

52 316.1923 Aggressive careless driving.—“Aggressive careless
53 driving” means committing two or more of the following acts
54 simultaneously or in succession:

55 (1) Exceeding the posted speed as defined in s.
56 322.27(3)(d)5.b.

57 (2) Unsafely or improperly changing lanes as defined in s.
58 316.085.

59 (3) Following another vehicle too closely as defined in s.
60 316.0895(1).

61 (4) Failing to yield the right-of-way as defined in s.
62 316.079, s. 316.0815, or s. 316.123.

63 (5) Improperly passing as defined in s. 316.083, s.
64 316.084, or s. 316.085.

65 (6) Violating traffic control and signal devices as defined
66 in ss. 316.074 and 316.075.

67 Section 5. The Department of Highway Safety and Motor
68 Vehicles shall provide information about the Florida Highway
69 Safety Act in all driver license educational materials that are
70 newly printed on or after October 1, 2013.



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

And the title is amended as follows:

Delete line 3

and insert:

and Motor Vehicles; providing legislative intent relating to road rage and traffic congestion; amending s. 316.003, F.S.; defining the term "road rage"; amending s. 316.083, F.S.; requiring that an operator of a motor vehicle yield the furthestmost left-hand lane when being overtaken on a multilane highway; providing exceptions; reenacting s. 316.1923, F.S., relating to aggressive careless driving, to incorporate the amendments made to s. 316.083, F.S., in a reference thereto; requiring that the Department of Highway Safety and Motor Vehicles provide information about the act in driver license educational materials that are newly published on or after a specified date; amending s. 316.302, F.S.;