



228170

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/18/2013	.	
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The Committee on Transportation (Clemens) recommended the following:

**Senate Amendment (with title amendment)**

Between lines 308 and 309  
insert:

Section 2. 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 3. 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 4. 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 5. 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 6. 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 7

and insert:

vehicle"; 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. 316.1937, F.S.; revising