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LEGISLATIVE ACTION

Senate

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House

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Senator Richter moved the following:

**Senate Amendment (with title amendment)**

Delete lines 149 - 171

and insert:

Section 1. Section 316.003, Florida Statutes, is reordered and amended to read:

316.003 Definitions.—The following words and phrases, when used in this chapter, shall have the meanings respectively ascribed to them in this section, except where the context otherwise requires:

(1) AUTHORIZED EMERGENCY VEHICLES.—Vehicles of the fire



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12 department (fire patrol), police vehicles, and such ambulances  
13 and emergency vehicles of municipal departments, public service  
14 corporations operated by private corporations, the Fish and  
15 Wildlife Conservation Commission, the Department of  
16 Environmental Protection, the Department of Health, the  
17 Department of Transportation, and the Department of Corrections  
18 as are designated or authorized by their respective department  
19 or the chief of police of an incorporated city or any sheriff of  
20 any of the various counties.

21 (3)~~(2)~~ BICYCLE.—Every vehicle propelled solely by human  
22 power, and every motorized bicycle propelled by a combination of  
23 human power and an electric helper motor capable of propelling  
24 the vehicle at a speed of not more than 20 miles per hour on  
25 level ground upon which any person may ride, having two tandem  
26 wheels, and including any device generally recognized as a  
27 bicycle though equipped with two front or two rear wheels. The  
28 term does not include such a vehicle with a seat height of no  
29 more than 25 inches from the ground when the seat is adjusted to  
30 its highest position or a scooter or similar device. No person  
31 under the age of 16 may operate or ride upon a motorized  
32 bicycle.

33 (7)~~(3)~~ BUS.—Any motor vehicle designed for carrying more  
34 than 10 passengers and used for the transportation of persons  
35 and any motor vehicle, other than a taxicab, designed and used  
36 for the transportation of persons for compensation.

37 (4) BICYCLE LANE.—A portion of a roadway or highway that  
38 has been designated by pavement markings and signs for the  
39 preferential or exclusive use by bicycles.

40 (8)~~(4)~~ BUSINESS DISTRICT.—The territory contiguous to, and



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41 including, a highway when 50 percent or more of the frontage  
42 thereon, for a distance of 300 feet or more, is occupied by  
43 buildings in use for business.

44 (9)~~(5)~~ CANCELLATION.—Cancellation means that a license  
45 which was issued through error or fraud is declared void and  
46 terminated. A new license may be obtained only as permitted in  
47 this chapter.

48 (14)~~(6)~~ CROSSWALK.—

49 (a) That part of a roadway at an intersection included  
50 within the connections of the lateral lines of the sidewalks on  
51 opposite sides of the highway, measured from the curbs or, in  
52 the absence of curbs, from the edges of the traversable roadway.

53 (b) Any portion of a roadway at an intersection or  
54 elsewhere distinctly indicated for pedestrian crossing by lines  
55 or other markings on the surface.

56 (15)~~(7)~~ DAYTIME.—The period from a half hour before sunrise  
57 to a half hour after sunset. Nighttime means at any other hour.

58 (16)~~(8)~~ DEPARTMENT.—The Department of Highway Safety and  
59 Motor Vehicles as defined in s. 20.24. Any reference herein to  
60 Department of Transportation shall be construed as referring to  
61 the Department of Transportation, defined in s. 20.23, or the  
62 appropriate division thereof.

63 (17)~~(9)~~ DIRECTOR.—The Director of the Division of the  
64 Florida Highway Patrol of the Department of Highway Safety and  
65 Motor Vehicles.

66 (18)~~(10)~~ DRIVER.—Any person who drives or is in actual  
67 physical control of a vehicle on a highway or who is exercising  
68 control of a vehicle or steering a vehicle being towed by a  
69 motor vehicle.



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70        (19) DRIVER-ASSISTIVE TRUCK PLATOONING TECHNOLOGY.—Vehicle  
71 automation and safety technology that integrates sensor array,  
72 wireless vehicle-to-vehicle communications, active safety  
73 systems, and specialized software to link safety systems and  
74 synchronize acceleration and braking between two vehicles while  
75 leaving each vehicle's steering control and systems command in  
76 the control of the vehicle's driver in compliance with the  
77 National Highway Traffic Safety Administration rules regarding  
78 vehicle-to-vehicle communications.

79        (21)-~~(11)~~ EXPLOSIVE.—Any chemical compound or mechanical  
80 mixture that is commonly used or intended for the purpose of  
81 producing an explosion and which contains any oxidizing and  
82 combustive units or other ingredients in such proportions,  
83 quantities, or packing that an ignition by fire, friction,  
84 concussion, percussion, or detonator of any part of the compound  
85 or mixture may cause such a sudden generation of highly heated  
86 gases that the resultant gaseous pressures are capable of  
87 producing destructive effect on contiguous objects or of  
88 destroying life or limb.

89        (23)-~~(12)~~ FARM TRACTOR.—Any motor vehicle designed and used  
90 primarily as a farm implement for drawing plows, mowing  
91 machines, and other implements of husbandry.

92        (24)-~~(13)~~ FLAMMABLE LIQUID.—Any liquid which has a flash  
93 point of 70 degrees Fahrenheit or less, as determined by a  
94 Tagliabue or equivalent closed-cup test device.

95        (26)-~~(14)~~ GROSS WEIGHT.—The weight of a vehicle without load  
96 plus the weight of any load thereon.

97        (28)-~~(15)~~ HOUSE TRAILER.—

98        (a) A trailer or semitrailer which is designed,



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99 constructed, and equipped as a dwelling place, living abode, or  
100 sleeping place (either permanently or temporarily) and is  
101 equipped for use as a conveyance on streets and highways, or

102 (b) A trailer or a semitrailer the chassis and exterior  
103 shell of which is designed and constructed for use as a house  
104 trailer, as defined in paragraph (a), but which is used instead,  
105 permanently or temporarily, for the advertising, sales, display,  
106 or promotion of merchandise or services or for any other  
107 commercial purpose except the transportation of property for  
108 hire or the transportation of property for distribution by a  
109 private carrier.

110 (29) ~~(16)~~ IMPLEMENT OF HUSBANDRY.—Any vehicle designed and  
111 adapted exclusively for agricultural, horticultural, or  
112 livestock-raising operations or for lifting or carrying an  
113 implement of husbandry and in either case not subject to  
114 registration if used upon the highways.

115 (30) ~~(17)~~ INTERSECTION.—

116 (a) The area embraced within the prolongation or connection  
117 of the lateral curblines; or, if none, then the lateral boundary  
118 lines of the roadways of two highways which join one another at,  
119 or approximately at, right angles; or the area within which  
120 vehicles traveling upon different highways joining at any other  
121 angle may come in conflict.

122 (b) Where a highway includes two roadways 30 feet or more  
123 apart, then every crossing of each roadway of such divided  
124 highway by an intersecting highway shall be regarded as a  
125 separate intersection. In the event such intersecting highway  
126 also includes two roadways 30 feet or more apart, then every  
127 crossing of two roadways of such highways shall be regarded as a



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128 separate intersection.

129 (31)~~(18)~~ LANED HIGHWAY.—A highway the roadway of which is  
130 divided into two or more clearly marked lanes for vehicular  
131 traffic.

132 (32)~~(19)~~ LIMITED ACCESS FACILITY.—A street or highway  
133 especially designed for through traffic and over, from, or to  
134 which owners or occupants of abutting land or other persons have  
135 no right or easement, or only a limited right or easement, of  
136 access, light, air, or view by reason of the fact that their  
137 property abuts upon such limited access facility or for any  
138 other reason. Such highways or streets may be parkways from  
139 which trucks, buses, and other commercial vehicles are excluded;  
140 or they may be freeways open to use by all customary forms of  
141 street and highway traffic.

142 (33)~~(20)~~ LOCAL AUTHORITIES.—Includes all officers and  
143 public officials of the several counties and municipalities of  
144 this state.

145 (39)~~(21)~~ MOTOR VEHICLE.—Except when used in s. 316.1001, a  
146 self-propelled vehicle not operated upon rails or guideway, but  
147 not including any bicycle, motorized scooter, electric personal  
148 assistive mobility device, swamp buggy, or moped. For purposes  
149 of s. 316.1001, "motor vehicle" has the same meaning as in s.  
150 320.01(1)(a).

151 (40)~~(22)~~ MOTORCYCLE.—Any motor vehicle having a seat or  
152 saddle for the use of the rider and designed to travel on not  
153 more than three wheels in contact with the ground, but excluding  
154 a tractor or a moped.

155 (43)~~(23)~~ OFFICIAL TRAFFIC CONTROL DEVICES.—All signs,  
156 signals, markings, and devices, not inconsistent with this



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157 chapter, placed or erected by authority of a public body or  
158 official having jurisdiction for the purpose of regulating,  
159 warning, or guiding traffic.

160 (44)~~(24)~~ OFFICIAL TRAFFIC CONTROL SIGNAL.—Any device,  
161 whether manually, electrically, or mechanically operated, by  
162 which traffic is alternately directed to stop and permitted to  
163 proceed.

164 (45)~~(25)~~ OPERATOR.—Any person who is in actual physical  
165 control of a motor vehicle upon the highway, or who is  
166 exercising control over or steering a vehicle being towed by a  
167 motor vehicle.

168 (46)~~(26)~~ OWNER.—A person who holds the legal title of a  
169 vehicle, or, in the event a vehicle is the subject of an  
170 agreement for the conditional sale or lease thereof with the  
171 right of purchase upon performance of the conditions stated in  
172 the agreement and with an immediate right of possession vested  
173 in the conditional vendee or lessee, or in the event a mortgagor  
174 of a vehicle is entitled to possession, then such conditional  
175 vendee, or lessee, or mortgagor shall be deemed the owner, for  
176 the purposes of this chapter.

177 (47)~~(27)~~ PARK OR PARKING.—The standing of a vehicle,  
178 whether occupied or not, otherwise than temporarily for the  
179 purpose of and while actually engaged in loading or unloading  
180 merchandise or passengers as may be permitted by law under this  
181 chapter.

182 (48)~~(28)~~ PEDESTRIAN.—Any person afoot.

183 (49)~~(29)~~ PERSON.—Any natural person, firm, copartnership,  
184 association, or corporation.

185 (50)~~(30)~~ PNEUMATIC TIRE.—Any tire in which compressed air



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186 is designed to support the load.

187       (51)~~(31)~~ POLE TRAILER.—Any vehicle without motive power  
188 designed to be drawn by another vehicle and attached to the  
189 towing vehicle by means of a reach or pole, or by being boomed  
190 or otherwise secured to the towing vehicle, and ordinarily used  
191 for transporting long or irregularly shaped loads such as poles,  
192 pipes, or structural members capable, generally, of sustaining  
193 themselves as beams between the supporting connections.

194       (52)~~(32)~~ POLICE OFFICER.—Any officer authorized to direct  
195 or regulate traffic or to make arrests for violations of traffic  
196 regulations, including Florida highway patrol officers,  
197 sheriffs, deputy sheriffs, and municipal police officers.

198       (53)~~(33)~~ PRIVATE ROAD OR DRIVEWAY.—Except as otherwise  
199 provided in paragraph (76) (b) ~~(53) (b)~~, any privately owned way  
200 or place used for vehicular travel by the owner and those having  
201 express or implied permission from the owner, but not by other  
202 persons.

203       (54)~~(34)~~ RADIOACTIVE MATERIALS.—Any materials or  
204 combination of materials which emit ionizing radiation  
205 spontaneously in which the radioactivity per gram of material,  
206 in any form, is greater than 0.002 microcuries.

207       (55)~~(35)~~ RAILROAD.—A carrier of persons or property upon  
208 cars operated upon stationary rails.

209       (56)~~(36)~~ RAILROAD SIGN OR SIGNAL.—Any sign, signal, or  
210 device erected by authority of a public body or official, or by  
211 a railroad, and intended to give notice of the presence of  
212 railroad tracks or the approach of a railroad train.

213       (57)~~(37)~~ RAILROAD TRAIN.—A steam engine, electric or other  
214 motor, with or without cars coupled thereto, operated upon





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215 rails, except a streetcar.

216 (58)~~(38)~~ RESIDENCE DISTRICT.—The territory contiguous to,  
217 and including, a highway, not comprising a business district,  
218 when the property on such highway, for a distance of 300 feet or  
219 more, is, in the main, improved with residences or residences  
220 and buildings in use for business.

221 (59)~~(39)~~ REVOCATION.—Revocation means that a licensee's  
222 privilege to drive a motor vehicle is terminated. A new license  
223 may be obtained only as permitted by law.

224 (60)~~(40)~~ RIGHT-OF-WAY.—The right of one vehicle or  
225 pedestrian to proceed in a lawful manner in preference to  
226 another vehicle or pedestrian approaching under such  
227 circumstances of direction, speed, and proximity as to give rise  
228 to danger of collision unless one grants precedence to the  
229 other.

230 (61)~~(41)~~ ROAD TRACTOR.—Any motor vehicle designed and used  
231 for drawing other vehicles and not so constructed as to carry  
232 any load thereon, either independently or as any part of the  
233 weight of a vehicle or load so drawn.

234 (62)~~(42)~~ ROADWAY.—That portion of a highway improved,  
235 designed, or ordinarily used for vehicular travel, exclusive of  
236 the berm or shoulder. In the event a highway includes two or  
237 more separate roadways, the term "roadway" as used herein refers  
238 to any such roadway separately, but not to all such roadways  
239 collectively.

240 (63)~~(43)~~ SADDLE MOUNT; FULL MOUNT.—An arrangement whereby  
241 the front wheels of one vehicle rest in a secured position upon  
242 another vehicle. All of the wheels of the towing vehicle are  
243 upon the ground, and only the rear wheels of the towed vehicle



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244 rest upon the ground. Such combinations may include one full  
245 mount, whereby a smaller transport vehicle is placed completely  
246 on the last towed vehicle.

247 (64)~~(44)~~ SAFETY ZONE.—The area or space officially set  
248 apart within a roadway for the exclusive use of pedestrians and  
249 protected or so marked by adequate signs or authorized pavement  
250 markings as to be plainly visible at all times while set apart  
251 as a safety zone.

252 (66)~~(45)~~ SCHOOL BUS.—Any motor vehicle that complies with  
253 the color and identification requirements of chapter 1006 and is  
254 used to transport children to or from public or private school  
255 or in connection with school activities, but not including buses  
256 operated by common carriers in urban transportation of school  
257 children. The term "school" includes all preelementary,  
258 elementary, secondary, and postsecondary schools.

259 (67)~~(46)~~ SEMITRAILER.—Any vehicle with or without motive  
260 power, other than a pole trailer, designed for carrying persons  
261 or property and for being drawn by a motor vehicle and so  
262 constructed that some part of its weight and that of its load  
263 rests upon, or is carried by, another vehicle.

264 (68) SERVICE PATROL VEHICLE.—A motor vehicle that bears an  
265 emblem or markings with the wording "SERVICE VEHICLE" which is  
266 visible from the roadway and clearly indicates that the vehicle  
267 belongs to or is under contract with a person, an entity, a  
268 cooperative, a board, a commission, a district, or a unit of  
269 government that provides highway assistance services to  
270 motorists, clears travel lanes, or provides temporary  
271 maintenance of traffic support for incident response operations.

272 (69)~~(47)~~ SIDEWALK.—That portion of a street between the



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273 curblines, or the lateral line, of a roadway and the adjacent  
274 property lines, intended for use by pedestrians.

275 (70)~~(48)~~ SPECIAL MOBILE EQUIPMENT.—Any vehicle not designed  
276 or used primarily for the transportation of persons or property  
277 and only incidentally operated or moved over a highway,  
278 including, but not limited to, ditchdigging apparatus, well-  
279 boring apparatus, and road construction and maintenance  
280 machinery, such as asphalt spreaders, bituminous mixers, bucket  
281 loaders, tractors other than truck tractors, ditchers, leveling  
282 graders, finishing machines, motor graders, road rollers,  
283 scarifiers, earthmoving carryalls and scrapers, power shovels  
284 and draglines, and self-propelled cranes and earthmoving  
285 equipment. The term does not include house trailers, dump  
286 trucks, truck-mounted transit mixers, cranes or shovels, or  
287 other vehicles designed for the transportation of persons or  
288 property to which machinery has been attached.

289 (71)~~(49)~~ STAND OR STANDING.—The halting of a vehicle,  
290 whether occupied or not, otherwise than temporarily, for the  
291 purpose of, and while actually engaged in, receiving or  
292 discharging passengers, as may be permitted by law under this  
293 chapter.

294 (72)~~(50)~~ STATE ROAD.—Any highway designated as a state-  
295 maintained road by the Department of Transportation.

296 (73)~~(51)~~ STOP.—When required, complete cessation from  
297 movement.

298 (74)~~(52)~~ STOP OR STOPPING.—When prohibited, any halting,  
299 even momentarily, of a vehicle, whether occupied or not, except  
300 when necessary to avoid conflict with other traffic or to comply  
301 with the directions of a law enforcement officer or traffic



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302 control sign or signal.

303 ~~(76)(53)~~ STREET OR HIGHWAY.—

304 (a) The entire width between the boundary lines of every  
305 way or place of whatever nature when any part thereof is open to  
306 the use of the public for purposes of vehicular traffic;

307 (b) The entire width between the boundary lines of any  
308 privately owned way or place used for vehicular travel by the  
309 owner and those having express or implied permission from the  
310 owner, but not by other persons, or any limited access road  
311 owned or controlled by a special district, whenever, by written  
312 agreement entered into under s. 316.006(2)(b) or (3)(b), a  
313 county or municipality exercises traffic control jurisdiction  
314 over said way or place;

315 (c) Any area, such as a runway, taxiway, ramp, clear zone,  
316 or parking lot, within the boundary of any airport owned by the  
317 state, a county, a municipality, or a political subdivision,  
318 which area is used for vehicular traffic but which is not open  
319 for vehicular operation by the general public; or

320 (d) Any way or place used for vehicular traffic on a  
321 controlled access basis within a mobile home park recreation  
322 district which has been created under s. 418.30 and the  
323 recreational facilities of which district are open to the  
324 general public.

325 ~~(77)(54)~~ SUSPENSION.—Temporary withdrawal of a licensee's  
326 privilege to drive a motor vehicle.

327 ~~(83)(55)~~ THROUGH HIGHWAY.—Any highway or portion thereof on  
328 which vehicular traffic is given the right-of-way and at the  
329 entrances to which vehicular traffic from intersecting highways  
330 is required to yield right-of-way to vehicles on such through



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331 highway in obedience to either a stop sign or yield sign, or  
332 otherwise in obedience to law.

333 (84)~~(56)~~ TIRE WIDTH.—Tire width is that width stated on the  
334 surface of the tire by the manufacturer of the tire, if the  
335 width stated does not exceed 2 inches more than the width of the  
336 tire contacting the surface.

337 (85)~~(57)~~ TRAFFIC.—Pedestrians, ridden or herded animals,  
338 and vehicles, streetcars, and other conveyances either singly or  
339 together while using any street or highway for purposes of  
340 travel.

341 (88)~~(58)~~ TRAILER.—Any vehicle with or without motive power,  
342 other than a pole trailer, designed for carrying persons or  
343 property and for being drawn by a motor vehicle.

344 (91)~~(59)~~ TRUCK.—Any motor vehicle designed, used, or  
345 maintained primarily for the transportation of property.

346 (92)~~(60)~~ TRUCK TRACTOR.—Any motor vehicle designed and used  
347 primarily for drawing other vehicles and not so constructed as  
348 to carry a load other than a part of the weight of the vehicle  
349 and load so drawn.

350 (36)~~(61)~~ MIGRANT OR SEASONAL FARM WORKER.—Any person  
351 employed in hand labor operations in planting, cultivation, or  
352 harvesting agricultural crops.

353 (22)~~(62)~~ FARM LABOR VEHICLE.—Any vehicle equipped and used  
354 for the transportation of nine or more migrant or seasonal farm  
355 workers, in addition to the driver, to or from a place of  
356 employment or employment-related activities. The term does not  
357 include:

358 (a) Any vehicle carrying only members of the immediate  
359 family of the owner or driver.



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360 (b) Any vehicle being operated by a common carrier of  
361 passengers.

362 (c) Any carpool as defined in s. 450.28(3).

363 (5)~~(63)~~ BICYCLE PATH.—Any road, path, or way that is open  
364 to bicycle travel, which road, path, or way is physically  
365 separated from motorized vehicular traffic by an open space or  
366 by a barrier and is located either within the highway right-of-  
367 way or within an independent right-of-way.

368 (10)~~(64)~~ CHIEF ADMINISTRATIVE OFFICER.—The head, or his or  
369 her designee, of any law enforcement agency which is authorized  
370 to enforce traffic laws.

371 (11)~~(65)~~ CHILD.—A child as defined in s. 39.01, s. 984.03,  
372 or s. 985.03.

373 (12)~~(66)~~ COMMERCIAL MOTOR VEHICLE.—Any self-propelled or  
374 towed vehicle used on the public highways in commerce to  
375 transport passengers or cargo, if such vehicle:

376 (a) Has a gross vehicle weight rating of 10,000 pounds or  
377 more;

378 (b) Is designed to transport more than 15 passengers,  
379 including the driver; or

380 (c) Is used in the transportation of materials found to be  
381 hazardous for the purposes of the Hazardous Materials  
382 Transportation Act, as amended (49 U.S.C. ss. 1801 et seq.).

383  
384 A vehicle that occasionally transports personal property to and  
385 from a closed-course motorsport facility, as defined in s.  
386 549.09(1)(a), is not a commercial motor vehicle if it is not  
387 used for profit and corporate sponsorship is not involved. As  
388 used in this subsection, the term "corporate sponsorship" means



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389 a payment, donation, gratuity, in-kind service, or other benefit  
390 provided to or derived by a person in relation to the underlying  
391 activity, other than the display of product or corporate names,  
392 logos, or other graphic information on the property being  
393 transported.

394 (13)~~(67)~~ COURT.—The court having jurisdiction over traffic  
395 offenses.

396 (25)~~(68)~~ GOLF CART.—A motor vehicle designed and  
397 manufactured for operation on a golf course for sporting or  
398 recreational purposes.

399 (27)~~(69)~~ HAZARDOUS MATERIAL.—Any substance or material  
400 which has been determined by the secretary of the United States  
401 Department of Transportation to be capable of imposing an  
402 unreasonable risk to health, safety, and property. This term  
403 includes hazardous waste as defined in s. 403.703(13).

404 (75)~~(70)~~ STRAIGHT TRUCK.—Any truck on which the cargo unit  
405 and the motive power unit are located on the same frame so as to  
406 form a single, rigid unit.

407 (80)~~(71)~~ TANDEM TRAILER TRUCK.—Any combination of a truck  
408 tractor, semitrailer, and trailer coupled together so as to  
409 operate as a complete unit.

410 (81)~~(72)~~ TANDEM TRAILER TRUCK HIGHWAY NETWORK.—A highway  
411 network consisting primarily of four or more lanes, including  
412 all interstate highways; highways designated by the United  
413 States Department of Transportation as elements of the National  
414 Network; and any street or highway designated by the Florida  
415 Department of Transportation for use by tandem trailer trucks,  
416 in accordance with s. 316.515, except roads on which truck  
417 traffic was specifically prohibited on January 6, 1983.



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418            ~~(82)(73)~~ TERMINAL.—Any location where:

419            (a) Freight either originates, terminates, or is handled in  
420 the transportation process; or

421            (b) Commercial motor carriers maintain operating  
422 facilities.

423            ~~(89)(74)~~ TRANSPORTATION.—The conveyance or movement of  
424 goods, materials, livestock, or persons from one location to  
425 another on any road, street, or highway open to travel by the  
426 public.

427            ~~(94)(75)~~ VEHICLE.—Every device, in, upon, or by which any  
428 person or property is or may be transported or drawn upon a  
429 highway, excepting devices used exclusively upon stationary  
430 rails or tracks.

431            ~~(6)(76)~~ BRAKE HORSEPOWER.—The actual unit of torque  
432 developed per unit of time at the output shaft of an engine, as  
433 measured by a dynamometer.

434            ~~(37)(77)~~ MOPED.—Any vehicle with pedals to permit  
435 propulsion by human power, having a seat or saddle for the use  
436 of the rider and designed to travel on not more than three  
437 wheels; with a motor rated not in excess of 2 brake horsepower  
438 and not capable of propelling the vehicle at a speed greater  
439 than 30 miles per hour on level ground; and with a power-drive  
440 system that functions directly or automatically without  
441 clutching or shifting gears by the operator after the drive  
442 system is engaged. If an internal combustion engine is used, the  
443 displacement may not exceed 50 cubic centimeters.

444            ~~(42)(78)~~ NONPUBLIC SECTOR BUS.—Any bus which is used for  
445 the transportation of persons for compensation and which is not  
446 owned, leased, operated, or controlled by a municipal, county,





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447 or state government or a governmentally owned or managed  
448 nonprofit corporation.

449 (97)~~(79)~~ WORK ZONE AREA.—The area and its approaches on any  
450 state-maintained highway, county-maintained highway, or  
451 municipal street where construction, repair, maintenance, or  
452 other street-related or highway-related work is being performed  
453 or where one or more lanes is closed to traffic.

454 (35)~~(80)~~ MAXI-CUBE VEHICLE.—A specialized combination  
455 vehicle consisting of a truck carrying a separable cargo-  
456 carrying unit combined with a semitrailer designed so that the  
457 separable cargo-carrying unit is to be loaded and unloaded  
458 through the semitrailer. The entire combination may not exceed  
459 65 feet in length, and a single component of that combination  
460 may not exceed 34 feet in length.

461 (79)~~(81)~~ TANDEM AXLE.—Any two axles whose centers are more  
462 than 40 inches but not more than 96 inches apart and are  
463 individually attached to or articulated from, or both, a common  
464 attachment to the vehicle, including a connecting mechanism  
465 designed to equalize the load between axles.

466 (41)~~(82)~~ MOTORIZED SCOOTER.—Any vehicle not having a seat  
467 or saddle for the use of the rider, designed to travel on not  
468 more than three wheels, and not capable of propelling the  
469 vehicle at a speed greater than 30 miles per hour on level  
470 ground.

471 (20)~~(83)~~ ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICE.—Any  
472 self-balancing, two-nontandem-wheeled device, designed to  
473 transport only one person, with an electric propulsion system  
474 with average power of 750 watts (1 horsepower), the maximum  
475 speed of which, on a paved level surface when powered solely by



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476 such a propulsion system while being ridden by an operator who  
477 weighs 170 pounds, is less than 20 miles per hour. Electric  
478 personal assistive mobility devices are not vehicles as defined  
479 in this section.

480 ~~(87)-(84)~~ TRAFFIC SIGNAL PREEMPTION SYSTEM.—Any system or  
481 device with the capability of activating a control mechanism  
482 mounted on or near traffic signals which alters a traffic  
483 signal's timing cycle.

484 ~~(95)-(85)~~ VICTIM SERVICES PROGRAMS.—Any community-based  
485 organization whose primary purpose is to act as an advocate for  
486 the victims and survivors of traffic crashes and for their  
487 families. The victims services offered by these programs may  
488 include grief and crisis counseling, assistance with preparing  
489 victim compensation claims excluding third-party legal action,  
490 or connecting persons with other service providers, and  
491 providing emergency financial assistance.

492 ~~(38)-(86)~~ MOTOR CARRIER TRANSPORTATION CONTRACT.—

493 (a) A contract, agreement, or understanding covering:

494 1. The transportation of property for compensation or hire  
495 by the motor carrier;

496 2. Entrance on property by the motor carrier for the  
497 purpose of loading, unloading, or transporting property for  
498 compensation or hire; or

499 3. A service incidental to activity described in  
500 subparagraph 1. or subparagraph 2., including, but not limited  
501 to, storage of property.

502 (b) "Motor carrier transportation contract" does not  
503 include the Uniform Intermodal Interchange and Facilities Access  
504 Agreement administered by the Intermodal Association of North



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505 America or other agreements providing for the interchange, use,  
506 or possession of intermodal chassis, containers, or other  
507 intermodal equipment.

508 (86)~~(87)~~ TRAFFIC INFRACTION DETECTOR.—A vehicle sensor  
509 installed to work in conjunction with a traffic control signal  
510 and a camera or cameras synchronized to automatically record two  
511 or more sequenced photographic or electronic images or streaming  
512 video of only the rear of a motor vehicle at the time the  
513 vehicle fails to stop behind the stop bar or clearly marked stop  
514 line when facing a traffic control signal steady red light. Any  
515 notification under s. 316.0083(1)(b) or traffic citation issued  
516 by the use of a traffic infraction detector must include a  
517 photograph or other recorded image showing both the license tag  
518 of the offending vehicle and the traffic control device being  
519 violated.

520 (90)~~(88)~~ TRI-VEHICLE.—An enclosed three-wheeled passenger  
521 vehicle that:

522 (a) Is designed to operate with three wheels in contact  
523 with the ground;

524 (b) Has a minimum unladen weight of 900 pounds;

525 (c) Has a single, completely enclosed, occupant  
526 compartment;

527 (d) Is produced in a minimum quantity of 300 in any  
528 calendar year;

529 (e) Is capable of a speed greater than 60 miles per hour on  
530 level ground; and

531 (f) Is equipped with:

532 1. Seats that are certified by the vehicle manufacturer to  
533 meet the requirements of Federal Motor Vehicle Safety Standard



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534 No. 207, "Seating systems" (49 C.F.R. s. 571.207);  
535       2. A steering wheel used to maneuver the vehicle;  
536       3. A propulsion unit located forward or aft of the enclosed  
537 occupant compartment;  
538       4. A seat belt for each vehicle occupant certified to meet  
539 the requirements of Federal Motor Vehicle Safety Standard No.  
540 209, "Seat belt assemblies" (49 C.F.R. s. 571.209);  
541       5. A windshield and an appropriate windshield wiper and  
542 washer system that are certified by the vehicle manufacturer to  
543 meet the requirements of Federal Motor Vehicle Safety Standard  
544 No. 205, "Glazing Materials" (49 C.F.R. s. 571.205) and Federal  
545 Motor Vehicle Safety Standard No. 104, "Windshield Wiping and  
546 Washing Systems" (49 C.F.R. s. 571.104); and  
547       6. A vehicle structure certified by the vehicle  
548 manufacturer to meet the requirements of Federal Motor Vehicle  
549 Safety Standard No. 216, "Rollover crush resistance" (49 C.F.R.  
550 s. 571.216).  
551       ~~(78)~~ ~~(89)~~ SWAMP BUGGY.—A motorized off-road vehicle that is  
552 designed or modified to travel over swampy or varied terrain and  
553 that may use large tires or tracks operated from an elevated  
554 platform. The term does not include any vehicle defined in  
555 chapter 261 or otherwise defined or classified in this chapter.  
556       ~~(2)~~ ~~(90)~~ AUTONOMOUS VEHICLE.—Any vehicle equipped with  
557 autonomous technology. The term "autonomous technology" means  
558 technology installed on a motor vehicle that has the capability  
559 to drive the vehicle on which the technology is installed  
560 without the active control or monitoring by a human operator.  
561 The term excludes a motor vehicle enabled with active safety  
562 systems or driver assistance systems, including, without



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563 limitation, a system to provide electronic blind spot  
564 assistance, crash avoidance, emergency braking, parking  
565 assistance, adaptive cruise control, lane keep assistance, lane  
566 departure warning, or traffic jam and queuing assistant, unless  
567 any such system alone or in combination with other systems  
568 enables the vehicle on which the technology is installed to  
569 drive without the active control or monitoring by a human  
570 operator.

571 ~~(34)~~<sup>(91)</sup> LOCAL HEARING OFFICER.—The person, designated by a  
572 department, county, or municipality that elects to authorize  
573 traffic infraction enforcement officers to issue traffic  
574 citations under s. 316.0083(1)(a), who is authorized to conduct  
575 hearings related to a notice of violation issued pursuant to s.  
576 316.0083. The charter county, noncharter county, or municipality  
577 may use its currently appointed code enforcement board or  
578 special magistrate to serve as the local hearing officer. The  
579 department may enter into an interlocal agreement to use the  
580 local hearing officer of a county or municipality.

581 ~~(65)~~<sup>(92)</sup> SANITATION VEHICLE.—A motor vehicle that bears an  
582 emblem that is visible from the roadway and clearly identifies  
583 that the vehicle belongs to or is under contract with a person,  
584 entity, cooperative, board, commission, district, or unit of  
585 local government that provides garbage, trash, refuse, or  
586 recycling collection.

587 (93) UTILITY SERVICE VEHICLE.—A motor vehicle that bears an  
588 emblem that is visible from the roadway and clearly identifies  
589 that the vehicle belongs to or is under contract with a person,  
590 entity, cooperative, board, commission, district, or unit of  
591 local government that provides electric, natural gas, water,



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592 wastewater, cable, telephone, or communications services.

593 (96) VULNERABLE USER OF A PUBLIC ROADWAY OR VULNERABLE  
594 USER.—

595 (a) A pedestrian, including a person actually engaged in  
596 work upon a highway, work upon utility facilities along a  
597 highway, or the provision of emergency services within the  
598 right-of-way;

599 (b) A person operating, or who is a passenger on, a  
600 bicycle, motorcycle, scooter, or moped lawfully on the roadway;

601 (c) A person riding an animal; or

602 (d) A person lawfully operating on a public roadway,  
603 crosswalk, or shoulder of the roadway:

604 1. A farm tractor or similar vehicle designed primarily for  
605 farm use;

606 2. A horse-drawn carriage;

607 3. An electric personal assistive mobility device; or

608 4. A wheelchair.

609 Section 2. Subsection (1) and paragraphs (e) and (f) of  
610 subsection (2) of section 316.027, Florida Statutes, are amended  
611 to read:

612 316.027 Crash involving death or personal injuries.—

613 (1) As used in this section, the term:

614 ~~(a)~~ "serious bodily injury" means an injury to a person,  
615 including the driver, which consists of a physical condition  
616 that creates a substantial risk of death, serious personal  
617 disfigurement, or protracted loss or impairment of the function  
618 of a bodily member or organ.

619 ~~(b) "Vulnerable road user" means:~~

620 ~~1. A pedestrian, including a person actually engaged in~~



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621 ~~work upon a highway, or in work upon utility facilities along a~~  
622 ~~highway, or engaged in the provision of emergency services~~  
623 ~~within the right of way;~~

624 ~~2. A person operating a bicycle, motorcycle, scooter, or~~  
625 ~~moped lawfully on the roadway;~~

626 ~~3. A person riding an animal; or~~

627 ~~4. A person lawfully operating on a public right of way,~~  
628 ~~crosswalk, or shoulder of the roadway:~~

629 ~~a. A farm tractor or similar vehicle designed primarily for~~  
630 ~~farm use;~~

631 ~~b. A skateboard, roller skates, or in-line skates;~~

632 ~~e. A horse-drawn carriage;~~

633 ~~d. An electric personal assistive mobility device; or~~

634 ~~e. A wheelchair.~~

635 (2)

636 (e) A driver who violates paragraph (a), paragraph (b), or  
637 paragraph (c) shall have his or her driver license revoked for  
638 at least 3 years as provided in s. 322.28(4).

639 1. A person convicted of violating paragraph (a), paragraph  
640 (b), or paragraph (c) shall, before his or her driving privilege  
641 may be reinstated, present to the department proof of completion  
642 of a victim's impact panel session in a judicial circuit if such  
643 a panel exists, or if such a panel does not exist, a department-  
644 approved driver improvement course relating to the rights of  
645 vulnerable ~~road~~ users relative to vehicles on the roadway as  
646 provided in s. 322.0261(2).

647 2. The department may reinstate an offender's driving  
648 privilege after he or she satisfies the 3-year revocation period  
649 as provided in s. 322.28(4) and successfully completes either a



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650 victim's impact panel session or a department-approved driver  
651 improvement course relating to the rights of vulnerable ~~road~~  
652 users relative to vehicles on the roadway as provided in s.  
653 322.0261(2).

654 3. For purposes of this paragraph, an offender's driving  
655 privilege may be reinstated only after the department verifies  
656 that the offender participated in and successfully completed a  
657 victim's impact panel session or a department-approved driver  
658 improvement course.

659 (f) For purposes of sentencing under chapter 921 and  
660 determining incentive gain-time eligibility under chapter 944,  
661 an offense listed in this subsection is ranked one level above  
662 the ranking specified in s. 921.0022 or s. 921.0023 for the  
663 offense committed if the victim of the offense was a vulnerable  
664 ~~road~~ user.

665 Section 3. Section 316.083, Florida Statutes, is amended to  
666 read:

667 316.083 Overtaking and passing a vehicle.—The following  
668 provisions ~~rules shall~~ govern the overtaking and passing of a  
669 vehicle ~~vehicles~~ proceeding in the same direction, ~~subject to~~  
670 ~~those limitations, exceptions, and special rules hereinafter~~  
671 ~~stated:~~

672 (1) The driver of a vehicle overtaking another vehicle  
673 proceeding in the same direction shall give an appropriate  
674 signal as provided for in s. 316.156, shall pass to the left  
675 thereof at a safe distance, and shall not again drive to the  
676 right side of the roadway until safely clear of the overtaken  
677 vehicle.

678 (2) The driver of a motor vehicle overtaking a person





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679 operating a bicycle or other vulnerable user of a public roadway  
680 ~~nonmotorized vehicle~~ must pass the person operating the bicycle  
681 or other vulnerable user nonmotorized vehicle at a safe distance  
682 of not less than 3 feet between any part of or attachment to the  
683 motor vehicle, anything extending from the motor vehicle, or any  
684 trailer or other thing being towed by the motor vehicle and the  
685 bicycle, the person operating the bicycle, or other vulnerable  
686 user nonmotorized vehicle.

687 (3)~~(2)~~ Except when overtaking and passing on the right is  
688 permitted, the driver of an overtaken vehicle shall give way to  
689 the right in favor of the overtaking vehicle, on audible signal  
690 or upon the visible blinking of the headlamps of the overtaking  
691 vehicle if such overtaking is being attempted at nighttime, and  
692 shall not increase the speed of his or her vehicle until  
693 completely passed by the overtaking vehicle.

694 (4)~~(3)~~ A violation of this section is a noncriminal traffic  
695 infraction, punishable as a moving violation as provided in  
696 chapter 318. If a violation of this section contributes to the  
697 bodily injury of a vulnerable user of a public roadway or to the  
698 damage to a motor vehicle and bodily injury of a motor vehicle  
699 occupant, the law enforcement officer issuing the citation to  
700 the responsible party for the violation shall note such  
701 information on the citation.

702 Section 4. Section 316.084, Florida Statutes, is amended to  
703 read:

704 316.084 When overtaking on the right is permitted.—

705 (1) The driver of a vehicle may overtake and pass on the  
706 right of another vehicle only under the following conditions:

707 (a) When the vehicle overtaken is making or about to make a



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708 left turn;

709 (b) Upon a street or highway with unobstructed pavement not  
710 occupied by parked vehicles of sufficient width for two or more  
711 lines of moving traffic in each direction;

712 (c) Upon a one-way street, or upon any roadway on which  
713 traffic is restricted to one direction of movement, where the  
714 roadway is free from obstructions and of sufficient width for  
715 two or more lines of moving vehicles.

716 (2) The driver of a vehicle may overtake and pass another  
717 vehicle on the right only under conditions permitting such  
718 movement in safety. In no event shall such movement be made by  
719 driving off the pavement or main-traveled portion of the  
720 roadway.

721 (3) This section does not prohibit a bicycle that is in a  
722 bicycle lane or on the shoulder of a roadway or highway from  
723 passing another vehicle on the right at the bicycle rider's own  
724 risk with no liability to other motor vehicle drivers.

725 (4)~~(3)~~ A violation of this section is a noncriminal traffic  
726 infraction, punishable as a moving violation as provided in  
727 chapter 318.

728 Section 5. Section 316.0875, Florida Statutes, is amended  
729 to read:

730 316.0875 No-passing zones.—

731 (1) The Department of Transportation and local authorities  
732 are authorized to determine those portions of any highway under  
733 their respective jurisdiction where overtaking and passing or  
734 driving to the left of the roadway would be especially hazardous  
735 and may, by appropriate signs or markings on the roadway,  
736 indicate the beginning and end of such zones, and, when such



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737 signs or markings are in place and clearly visible to an  
738 ordinarily observant person, each ~~every~~ driver of a vehicle  
739 shall obey the directions thereof.

740 (2) Where signs or markings are in place to define a no-  
741 passing zone as set forth in subsection (1), a ~~no~~ driver may  
742 not, shall at any time, drive on the left side of the roadway  
743 with such no-passing zone or on the left side of any pavement  
744 striping designed to mark such no-passing zone throughout its  
745 length.

746 (3) This section does not apply to a person who safely and  
747 briefly drives to the left of the center of the roadway or  
748 pavement striping only to the extent necessary to:

749 (a) Avoid ~~When an obstruction; exists making it necessary~~  
750 ~~to drive to the left of the center of the highway, nor~~

751 (b) Turn ~~To the driver of a vehicle turning~~ left into or  
752 from an alley, private road, or driveway; or

753 (c) Comply with the requirements regarding a safe distance  
754 to pass a vulnerable user, as required by s. 316.083(2).

755 (4) A violation of this section is a noncriminal traffic  
756 infraction, punishable as a moving violation as provided in  
757 chapter 318.

758 Section 6. Section 316.151, Florida Statutes, is amended to  
759 read:

760 316.151 Required position and method of turning at  
761 intersections.—

762 (1) (a) Right turn.—The driver of a vehicle intending to  
763 turn right at an intersection onto a highway, public or private  
764 roadway, or driveway shall do so as follows:

765 1. (a) Right turn.—Both the approach for a right turn and a



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766 right turn shall be made as close as practicable to the right-  
767 hand curb or edge of the roadway.

768 2. When overtaking and passing a bicycle or other  
769 vulnerable user proceeding in the same direction, the driver of  
770 a motor vehicle shall give an appropriate signal as provided for  
771 in s. 316.155 and may make the right turn only if the bicycle or  
772 other vulnerable user is at least 20 feet from the highway,  
773 public or private roadway, or driveway.

774 (b) *Left turn.*—The driver of a vehicle intending to turn  
775 left at an any intersection onto a highway, public or private  
776 roadway, or driveway shall do so as follows:

777 1. The driver shall approach the intersection in the  
778 extreme left-hand lane lawfully available to traffic moving in  
779 the direction of travel of such vehicle. Thereafter, and, after  
780 entering the intersection, the left turn shall be made so as to  
781 leave the intersection in a lane lawfully available to traffic  
782 moving in such direction upon the roadway being entered.

783 2. A person riding a bicycle and intending to turn left in  
784 accordance with this section is entitled to the full use of the  
785 lane from which the turn may legally be made. Whenever  
786 practicable the left turn shall be made in that portion of the  
787 intersection to the left of the center of the intersection.

788 ~~(c) *Left turn by bicycle.*—In addition to the method of~~  
789 ~~making a left turn described in paragraph (b), a person riding a~~  
790 ~~bicycle and intending to turn left may do so as follows has the~~  
791 ~~option of following the course described hereafter:~~

792 a. The rider shall approach the turn as close as  
793 practicable to the right curb or edge of the roadway;

794 b. After proceeding across the intersecting roadway, the



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795 turn shall be made as close as practicable to the curb or edge  
796 of the roadway on the far side of the intersection; and

797 c. Before proceeding, the bicyclist shall comply with any  
798 official traffic control device or police officer regulating  
799 traffic on the highway along which the bicyclist intends to  
800 proceed.

801 (2) The state, county, and local authorities in their  
802 respective jurisdictions may cause official traffic control  
803 devices to be placed within or adjacent to intersections and  
804 thereby require and direct that a different course from that  
805 specified in this section be traveled by vehicles turning at an  
806 intersection. When such devices are so placed, the ~~ne~~ driver of  
807 a vehicle may not turn a vehicle at an intersection other than  
808 as directed and required by such devices.

809 (3) A violation of this section is a noncriminal traffic  
810 infraction, punishable as a moving violation as provided in  
811 chapter 318. If a violation of this section contributes to the  
812 bodily injury of a vulnerable user of a public roadway or the  
813 damage to a motor vehicle and injury of a motor vehicle  
814 occupant, the law enforcement officer issuing the citation to  
815 the responsible party for the violation shall note such  
816 information on the citation.

817 Section 7. Section 316.1925, Florida Statutes, is amended  
818 to read:

819 316.1925 Careless driving.-

820 (1) A ~~Any~~ person operating a vehicle upon the streets or  
821 highways within the state shall drive the same in a careful and  
822 prudent manner, having regard for the width, grade, curves,  
823 corners, traffic, and all other attendant circumstances, so as



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824 not to endanger the life, limb, or property of any person. A  
825 person who fails ~~Failure~~ to drive in such manner commits ~~shall~~  
826 ~~constitute~~ careless driving and ~~a violation of this section.~~

827 ~~(2) Any person who violates this section~~ shall be cited for  
828 a moving violation, punishable as provided in chapter 318.

829 (2) If a violation under subsection (1) contributed to the  
830 bodily injury of a vulnerable user of a public roadway, the law  
831 enforcement officer issuing the citation for the violation shall  
832 note such information on the citation.

833 Section 8. Subsections (1), (5), and (6) of section  
834 316.2065, Florida Statutes, are amended to read:

835 316.2065 Bicycle regulations.—

836 (1) A bicycle is a vehicle under Florida law and shall be  
837 operated in the same manner as any other vehicle and every  
838 person operating a bicycle ~~propelling a vehicle by human power~~  
839 has all of the rights and all of the duties applicable to the  
840 driver of any other vehicle under this chapter, except as to  
841 special regulations in this chapter, and except as to provisions  
842 of this chapter which by their nature can have no application.

843 (5) (a) Any person operating a bicycle upon a roadway at  
844 less than the normal speed of traffic at the time and place and  
845 under the conditions then existing shall ride in the bicycle  
846 ~~lane marked for bicycle use~~ or, if there is no bicycle lane in  
847 the roadway is marked for bicycle use, as close as practicable  
848 to the right-hand curb or edge of the roadway except under any  
849 of the following situations:

850 1. When overtaking and passing another bicycle or vehicle  
851 proceeding in the same direction.

852 2. When preparing for a left turn at an intersection or



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853 into a private road or driveway.

854 3. When reasonably necessary to avoid any condition or  
855 potential conflict, including, but not limited to, a fixed or  
856 moving object, parked or moving vehicle, bicycle, pedestrian,  
857 animal, surface hazard, turn lane, or substandard-width lane,  
858 which makes it unsafe to continue along the right-hand curb or  
859 edge or within a bicycle lane. For the purposes of this  
860 subsection, a "substandard-width lane" is a lane that is too  
861 narrow for a bicycle and another vehicle to travel safely side  
862 by side within the lane.

863 (b) Any person operating a bicycle upon a one-way highway  
864 with two or more marked traffic lanes may ride as near the left-  
865 hand curb or edge of such roadway as practicable.

866 (6) (a) Persons riding bicycles upon a roadway or in a  
867 bicycle lane may not ride more than two abreast except on  
868 bicycle paths or parts of roadways set aside for the exclusive  
869 use of bicycles. Persons riding two abreast may not impede  
870 traffic when traveling at less than the normal speed of traffic  
871 at the time and place and under the conditions then existing and  
872 shall ride within a single lane.

873 (b) When stopping at a stop sign, persons riding bicycles  
874 in groups of four or more, after coming to a full stop and  
875 obeying all traffic laws, may proceed through the stop sign in a  
876 group of 10 or fewer at a time, and motor vehicle operators  
877 shall allow that group to travel through the intersection before  
878 moving forward.

879 Section 9. Section 318.19, Florida Statutes, is amended to  
880 read:

881 318.19 Infractions requiring a mandatory hearing.—Any



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882 person cited for the infractions listed in this section shall  
883 not have the provisions of s. 318.14(2), (4), and (9) available  
884 to him or her but must appear before the designated official at  
885 the time and location of the scheduled hearing:

886 (1) Any infraction which results in a crash that causes the  
887 death of another;

888 (2) Any infraction which results in a crash that causes  
889 "serious bodily injury" of another as defined in s. 316.1933(1);

890 (3) Any infraction of s. 316.172(1)(b);

891 (4) Any infraction of s. 316.520(1) or (2); ~~or~~

892 (5) Any infraction of s. 316.183(2), s. 316.187, or s.  
893 316.189 of exceeding the speed limit by 30 m.p.h. or more; or

894 (6) Any infraction of s. 316.083, s. 316.151, or s.  
895 316.1925 which contributes to bodily injury of a vulnerable user  
896 of a public roadway as defined in s. 316.003. If an infraction  
897 listed in this subsection contributes to the bodily injury of a  
898 vulnerable user of a public roadway or the damage to a motor  
899 vehicle and injury of a motor vehicle occupant, the law  
900 enforcement officer issuing the citation to the responsible  
901 party for the infraction shall note such information on the  
902 citation.

903 Section 10. Subsection (2) of section 322.0261, Florida  
904 Statutes, is amended to read:

905 322.0261 Driver improvement course; requirement to maintain  
906 driving privileges; failure to complete; department approval of  
907 course.—

908 (2) With respect to an operator convicted of, or who  
909 pleaded nolo contendere to, a traffic offense giving rise to a  
910 crash identified in paragraph (1)(a) or paragraph (1)(b), the





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911 department shall require that the operator, in addition to other  
912 applicable penalties, attend a department-approved driver  
913 improvement course in order to maintain his or her driving  
914 privileges. The department shall include in the course  
915 curriculum instruction specifically addressing the rights of  
916 vulnerable ~~road~~ users as defined in s. 316.003 ~~316.027~~ relative  
917 to vehicles on the roadway. If the operator fails to complete  
918 the course within 90 days after receiving notice from the  
919 department, the operator's driver license shall be canceled by  
920 the department until the course is successfully completed.

921 Section 11. Paragraph (c) of subsection (1) of section  
922 212.05, Florida Statutes, is amended to read:

923 212.05 Sales, storage, use tax.—It is hereby declared to be  
924 the legislative intent that every person is exercising a taxable  
925 privilege who engages in the business of selling tangible  
926 personal property at retail in this state, including the  
927 business of making mail order sales, or who rents or furnishes  
928 any of the things or services taxable under this chapter, or who  
929 stores for use or consumption in this state any item or article  
930 of tangible personal property as defined herein and who leases  
931 or rents such property within the state.

932 (1) For the exercise of such privilege, a tax is levied on  
933 each taxable transaction or incident, which tax is due and  
934 payable as follows:

935 (c) At the rate of 6 percent of the gross proceeds derived  
936 from the lease or rental of tangible personal property, as  
937 defined herein; however, the following special provisions apply  
938 to the lease or rental of motor vehicles:

939 1. When a motor vehicle is leased or rented for a period of



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940 less than 12 months:

941 a. If the motor vehicle is rented in Florida, the entire  
942 amount of such rental is taxable, even if the vehicle is dropped  
943 off in another state.

944 b. If the motor vehicle is rented in another state and  
945 dropped off in Florida, the rental is exempt from Florida tax.

946 2. Except as provided in subparagraph 3., for the lease or  
947 rental of a motor vehicle for a period of not less than 12  
948 months, sales tax is due on the lease or rental payments if the  
949 vehicle is registered in this state; provided, however, that no  
950 tax shall be due if the taxpayer documents use of the motor  
951 vehicle outside this state and tax is being paid on the lease or  
952 rental payments in another state.

953 3. The tax imposed by this chapter does not apply to the  
954 lease or rental of a commercial motor vehicle as defined in s.  
955 316.003(12)(a) ~~316.003(66)(a)~~ to one lessee or rentee for a  
956 period of not less than 12 months when tax was paid on the  
957 purchase price of such vehicle by the lessor. To the extent tax  
958 was paid with respect to the purchase of such vehicle in another  
959 state, territory of the United States, or the District of  
960 Columbia, the Florida tax payable shall be reduced in accordance  
961 with the provisions of s. 212.06(7). This subparagraph shall  
962 only be available when the lease or rental of such property is  
963 an established business or part of an established business or  
964 the same is incidental or germane to such business.

965 Section 12. Subsection (1) of section 316.1303, Florida  
966 Statutes, is amended to read:

967 316.1303 Traffic regulations to assist mobility-impaired  
968 persons.-



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969 (1) Whenever a pedestrian who is mobility impaired is in  
970 the process of crossing a public street or highway with the  
971 assistance of a guide dog or service animal designated as such  
972 with a visible means of identification, a walker, a crutch, an  
973 orthopedic cane, or a wheelchair, the driver of a vehicle  
974 approaching the intersection, as defined in s. 316.003  
975 ~~316.003(17)~~, shall bring his or her vehicle to a full stop  
976 before arriving at the intersection and, before proceeding,  
977 shall take precautions necessary to avoid injuring the  
978 pedestrian.

979 Section 13. Paragraph (b) of subsection (2) and paragraph  
980 (a) of subsection (4) of section 316.545, Florida Statutes, are  
981 amended to read:

982 316.545 Weight and load unlawful; special fuel and motor  
983 fuel tax enforcement; inspection; penalty; review.—

984 (2)

985 (b) The officer or inspector shall inspect the license  
986 plate or registration certificate of the commercial vehicle, as  
987 defined in s. 316.003 ~~316.003(66)~~, to determine if its gross  
988 weight is in compliance with the declared gross vehicle weight.  
989 If its gross weight exceeds the declared weight, the penalty  
990 shall be 5 cents per pound on the difference between such  
991 weights. In those cases when the commercial vehicle, as defined  
992 in s. 316.003 ~~316.003(66)~~, is being operated over the highways  
993 of the state with an expired registration or with no  
994 registration from this or any other jurisdiction or is not  
995 registered under the applicable provisions of chapter 320, the  
996 penalty herein shall apply on the basis of 5 cents per pound on  
997 that scaled weight which exceeds 35,000 pounds on laden truck



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998 tractor-semitrailer combinations or tandem trailer truck  
999 combinations, 10,000 pounds on laden straight trucks or straight  
1000 truck-trailer combinations, or 10,000 pounds on any unladen  
1001 commercial motor vehicle. If the license plate or registration  
1002 has not been expired for more than 90 days, the penalty imposed  
1003 under this paragraph may not exceed \$1,000. In the case of  
1004 special mobile equipment as defined in s. 316.003 ~~316.003(48)~~,  
1005 which qualifies for the license tax provided for in s.  
1006 320.08(5)(b), being operated on the highways of the state with  
1007 an expired registration or otherwise not properly registered  
1008 under the applicable provisions of chapter 320, a penalty of \$75  
1009 shall apply in addition to any other penalty which may apply in  
1010 accordance with this chapter. A vehicle found in violation of  
1011 this section may be detained until the owner or operator  
1012 produces evidence that the vehicle has been properly registered.  
1013 Any costs incurred by the retention of the vehicle shall be the  
1014 sole responsibility of the owner. A person who has been assessed  
1015 a penalty pursuant to this paragraph for failure to have a valid  
1016 vehicle registration certificate pursuant to the provisions of  
1017 chapter 320 is not subject to the delinquent fee authorized in  
1018 s. 320.07 if such person obtains a valid registration  
1019 certificate within 10 working days after such penalty was  
1020 assessed.

1021 (4)(a) No commercial vehicle, as defined in s. 316.003  
1022 ~~316.003(66)~~, shall be operated over the highways of this state  
1023 unless it has been properly registered under the provisions of  
1024 s. 207.004. Whenever any law enforcement officer identified in  
1025 s. 207.023(1), upon inspecting the vehicle or combination of  
1026 vehicles, determines that the vehicle is in violation of s.



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1027 207.004, a penalty in the amount of \$50 shall be assessed, and  
1028 the vehicle may be detained until payment is collected by the  
1029 law enforcement officer.

1030 Section 14. Subsection (2) of section 316.605, Florida  
1031 Statutes, is amended to read:

1032 316.605 Licensing of vehicles.—

1033 (2) Any commercial motor vehicle, as defined in s. 316.003  
1034 ~~316.003(66)~~, operating over the highways of this state with an  
1035 expired registration, with no registration from this or any  
1036 other jurisdiction, or with no registration under the applicable  
1037 provisions of chapter 320 shall be in violation of s. 320.07(3)  
1038 and shall subject the owner or operator of such vehicle to the  
1039 penalty provided. In addition, a commercial motor vehicle found  
1040 in violation of this section may be detained by any law  
1041 enforcement officer until the owner or operator produces  
1042 evidence that the vehicle has been properly registered and that  
1043 any applicable delinquent penalties have been paid.

1044 Section 15. Subsection (6) of section 316.6105, Florida  
1045 Statutes, is amended to read:

1046 316.6105 Violations involving operation of motor vehicle in  
1047 unsafe condition or without required equipment; procedure for  
1048 disposition.—

1049 (6) This section does not apply to commercial motor  
1050 vehicles as defined in s. 316.003 ~~316.003(66)~~ or transit buses  
1051 owned or operated by a governmental entity.

1052 Section 16. Paragraph (a) of subsection (2) of section  
1053 316.613, Florida Statutes, is amended to read:

1054 316.613 Child restraint requirements.—

1055 (2) As used in this section, the term "motor vehicle" means



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1056 a motor vehicle as defined in s. 316.003 that is operated on the  
1057 roadways, streets, and highways of the state. The term does not  
1058 include:

1059 (a) A school bus as defined in s. 316.003 ~~316.003(45)~~.

1060 Section 17. Subsection (8) of section 316.622, Florida  
1061 Statutes, is amended to read:

1062 316.622 Farm labor vehicles.—

1063 (8) The department shall provide to the Department of  
1064 Business and Professional Regulation each quarter a copy of each  
1065 accident report involving a farm labor vehicle, as defined in s.  
1066 316.003 ~~316.003(62)~~, commencing with the first quarter of the  
1067 2006-2007 fiscal year.

1068 Section 18. Paragraph (b) of subsection (1) of section  
1069 316.650, Florida Statutes, is amended to read:

1070 316.650 Traffic citations.—

1071 (1)

1072 (b) The department shall prepare, and supply to every  
1073 traffic enforcement agency in the state, an appropriate  
1074 affidavit-of-compliance form that shall be issued along with the  
1075 form traffic citation for any violation of s. 316.610 and that  
1076 indicates the specific defect needing to be corrected. However,  
1077 such affidavit of compliance shall not be issued in the case of  
1078 a violation of s. 316.610 by a commercial motor vehicle as  
1079 defined in s. 316.003 ~~316.003(66)~~. Such affidavit-of-compliance  
1080 form shall be distributed in the same manner and to the same  
1081 parties as is the form traffic citation.

1082 Section 19. Subsection (1) of section 316.70, Florida  
1083 Statutes, is amended to read:

1084 316.70 Nonpublic sector buses; safety rules.—



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1085 (1) The Department of Transportation shall establish and  
1086 revise standards to assure the safe operation of nonpublic  
1087 sector buses, as defined in s. 316.003 ~~316.003(78)~~, which  
1088 standards shall be those contained in 49 C.F.R. parts 382, 385,  
1089 and 390-397 and which shall be directed towards assuring that:

1090 (a) Nonpublic sector buses are safely maintained, equipped,  
1091 and operated.

1092 (b) Nonpublic sector buses are carrying the insurance  
1093 required by law and carrying liability insurance on the checked  
1094 baggage of passengers not to exceed the standard adopted by the  
1095 United States Department of Transportation.

1096 (c) Florida license tags are purchased for nonpublic sector  
1097 buses pursuant to s. 320.38.

1098 (d) The driving records of drivers of nonpublic sector  
1099 buses are checked by their employers at least once each year to  
1100 ascertain whether the driver has a suspended or revoked driver  
1101 license.

1102 Section 20. Paragraph (a) of subsection (1) of section  
1103 320.01, Florida Statutes, is amended to read:

1104 320.01 Definitions, general.—As used in the Florida  
1105 Statutes, except as otherwise provided, the term:

1106 (1) "Motor vehicle" means:

1107 (a) An automobile, motorcycle, truck, trailer, semitrailer,  
1108 truck tractor and semitrailer combination, or any other vehicle  
1109 operated on the roads of this state, used to transport persons  
1110 or property, and propelled by power other than muscular power,  
1111 but the term does not include traction engines, road rollers,  
1112 special mobile equipment as defined in s. 316.003 ~~316.003(48)~~,  
1113 vehicles that run only upon a track, bicycles, swamp buggies, or



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1114 mopeds.

1115           Section 21. Section 320.08, Florida Statutes, is amended to  
1116 read:

1117           320.08 License taxes.—Except as otherwise provided herein,  
1118 there are hereby levied and imposed annual license taxes for the  
1119 operation of motor vehicles, mopeds, motorized bicycles as  
1120 defined in s. 316.003(3) ~~316.003(2)~~, tri-vehicles as defined in  
1121 s. 316.003, and mobile homes, as defined in s. 320.01, which  
1122 shall be paid to and collected by the department or its agent  
1123 upon the registration or renewal of registration of the  
1124 following:

1125           (1) MOTORCYCLES AND MOPEDS.—

1126           (a) Any motorcycle: \$10 flat.

1127           (b) Any moped: \$5 flat.

1128           (c) Upon registration of a motorcycle, motor-driven cycle,  
1129 or moped, in addition to the license taxes specified in this  
1130 subsection, a nonrefundable motorcycle safety education fee in  
1131 the amount of \$2.50 shall be paid. The proceeds of such  
1132 additional fee shall be deposited in the Highway Safety  
1133 Operating Trust Fund to fund a motorcycle driver improvement  
1134 program implemented pursuant to s. 322.025, the Florida  
1135 Motorcycle Safety Education Program established in s. 322.0255,  
1136 or the general operations of the department.

1137           (d) An ancient or antique motorcycle: \$7.50 flat, of which  
1138 \$2.50 shall be deposited into the General Revenue Fund.

1139           (2) AUTOMOBILES OR TRI-VEHICLES FOR PRIVATE USE.—

1140           (a) An ancient or antique automobile, as defined in s.  
1141 320.086, or a street rod, as defined in s. 320.0863: \$7.50 flat.

1142           (b) Net weight of less than 2,500 pounds: \$14.50 flat.





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1143 (c) Net weight of 2,500 pounds or more, but less than 3,500  
1144 pounds: \$22.50 flat.

1145 (d) Net weight of 3,500 pounds or more: \$32.50 flat.

1146 (3) TRUCKS.—

1147 (a) Net weight of less than 2,000 pounds: \$14.50 flat.

1148 (b) Net weight of 2,000 pounds or more, but not more than  
1149 3,000 pounds: \$22.50 flat.

1150 (c) Net weight more than 3,000 pounds, but not more than  
1151 5,000 pounds: \$32.50 flat.

1152 (d) A truck defined as a "goat," or other vehicle if used  
1153 in the field by a farmer or in the woods for the purpose of  
1154 harvesting a crop, including naval stores, during such  
1155 harvesting operations, and which is not principally operated  
1156 upon the roads of the state: \$7.50 flat. The term "goat" means a  
1157 motor vehicle designed, constructed, and used principally for  
1158 the transportation of citrus fruit within citrus groves or for  
1159 the transportation of crops on farms, and which can also be used  
1160 for hauling associated equipment or supplies, including required  
1161 sanitary equipment, and the towing of farm trailers.

1162 (e) An ancient or antique truck, as defined in s. 320.086:  
1163 \$7.50 flat.

1164 (4) HEAVY TRUCKS, TRUCK TRACTORS, FEES ACCORDING TO GROSS  
1165 VEHICLE WEIGHT.—

1166 (a) Gross vehicle weight of 5,001 pounds or more, but less  
1167 than 6,000 pounds: \$60.75 flat, of which \$15.75 shall be  
1168 deposited into the General Revenue Fund.

1169 (b) Gross vehicle weight of 6,000 pounds or more, but less  
1170 than 8,000 pounds: \$87.75 flat, of which \$22.75 shall be  
1171 deposited into the General Revenue Fund.



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1172 (c) Gross vehicle weight of 8,000 pounds or more, but less  
1173 than 10,000 pounds: \$103 flat, of which \$27 shall be deposited  
1174 into the General Revenue Fund.

1175 (d) Gross vehicle weight of 10,000 pounds or more, but less  
1176 than 15,000 pounds: \$118 flat, of which \$31 shall be deposited  
1177 into the General Revenue Fund.

1178 (e) Gross vehicle weight of 15,000 pounds or more, but less  
1179 than 20,000 pounds: \$177 flat, of which \$46 shall be deposited  
1180 into the General Revenue Fund.

1181 (f) Gross vehicle weight of 20,000 pounds or more, but less  
1182 than 26,001 pounds: \$251 flat, of which \$65 shall be deposited  
1183 into the General Revenue Fund.

1184 (g) Gross vehicle weight of 26,001 pounds or more, but less  
1185 than 35,000: \$324 flat, of which \$84 shall be deposited into the  
1186 General Revenue Fund.

1187 (h) Gross vehicle weight of 35,000 pounds or more, but less  
1188 than 44,000 pounds: \$405 flat, of which \$105 shall be deposited  
1189 into the General Revenue Fund.

1190 (i) Gross vehicle weight of 44,000 pounds or more, but less  
1191 than 55,000 pounds: \$773 flat, of which \$201 shall be deposited  
1192 into the General Revenue Fund.

1193 (j) Gross vehicle weight of 55,000 pounds or more, but less  
1194 than 62,000 pounds: \$916 flat, of which \$238 shall be deposited  
1195 into the General Revenue Fund.

1196 (k) Gross vehicle weight of 62,000 pounds or more, but less  
1197 than 72,000 pounds: \$1,080 flat, of which \$280 shall be  
1198 deposited into the General Revenue Fund.

1199 (l) Gross vehicle weight of 72,000 pounds or more: \$1,322  
1200 flat, of which \$343 shall be deposited into the General Revenue



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1201 Fund.

1202 (m) Notwithstanding the declared gross vehicle weight, a  
1203 truck tractor used within a 150-mile radius of its home address  
1204 is eligible for a license plate for a fee of \$324 flat if:

1205 1. The truck tractor is used exclusively for hauling  
1206 forestry products; or

1207 2. The truck tractor is used primarily for the hauling of  
1208 forestry products, and is also used for the hauling of  
1209 associated forestry harvesting equipment used by the owner of  
1210 the truck tractor.

1211

1212 Of the fee imposed by this paragraph, \$84 shall be deposited  
1213 into the General Revenue Fund.

1214 (n) A truck tractor or heavy truck, not operated as a for-  
1215 hire vehicle, which is engaged exclusively in transporting raw,  
1216 unprocessed, and nonmanufactured agricultural or horticultural  
1217 products within a 150-mile radius of its home address, is  
1218 eligible for a restricted license plate for a fee of:

1219 1. If such vehicle's declared gross vehicle weight is less  
1220 than 44,000 pounds, \$87.75 flat, of which \$22.75 shall be  
1221 deposited into the General Revenue Fund.

1222 2. If such vehicle's declared gross vehicle weight is  
1223 44,000 pounds or more and such vehicle only transports from the  
1224 point of production to the point of primary manufacture; to the  
1225 point of assembling the same; or to a shipping point of a rail,  
1226 water, or motor transportation company, \$324 flat, of which \$84  
1227 shall be deposited into the General Revenue Fund.

1228

1229 Such not-for-hire truck tractors and heavy trucks used



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1230 exclusively in transporting raw, unprocessed, and  
1231 nonmanufactured agricultural or horticultural products may be  
1232 incidentally used to haul farm implements and fertilizers  
1233 delivered direct to the growers. The department may require any  
1234 documentation deemed necessary to determine eligibility prior to  
1235 issuance of this license plate. For the purpose of this  
1236 paragraph, "not-for-hire" means the owner of the motor vehicle  
1237 must also be the owner of the raw, unprocessed, and  
1238 nonmanufactured agricultural or horticultural product, or the  
1239 user of the farm implements and fertilizer being delivered.

1240 (5) SEMITRAILERS, FEES ACCORDING TO GROSS VEHICLE WEIGHT;  
1241 SCHOOL BUSES; SPECIAL PURPOSE VEHICLES.—

1242 (a)1. A semitrailer drawn by a GVW truck tractor by means  
1243 of a fifth-wheel arrangement: \$13.50 flat per registration year  
1244 or any part thereof, of which \$3.50 shall be deposited into the  
1245 General Revenue Fund.

1246 2. A semitrailer drawn by a GVW truck tractor by means of a  
1247 fifth-wheel arrangement: \$68 flat per permanent registration, of  
1248 which \$18 shall be deposited into the General Revenue Fund.

1249 (b) A motor vehicle equipped with machinery and designed  
1250 for the exclusive purpose of well drilling, excavation,  
1251 construction, spraying, or similar activity, and which is not  
1252 designed or used to transport loads other than the machinery  
1253 described above over public roads: \$44 flat, of which \$11.50  
1254 shall be deposited into the General Revenue Fund.

1255 (c) A school bus used exclusively to transport pupils to  
1256 and from school or school or church activities or functions  
1257 within their own county: \$41 flat, of which \$11 shall be  
1258 deposited into the General Revenue Fund.



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1259 (d) A wrecker, as defined in s. 320.01, which is used to  
1260 tow a vessel as defined in s. 327.02, a disabled, abandoned,  
1261 stolen-recovered, or impounded motor vehicle as defined in s.  
1262 320.01, or a replacement motor vehicle as defined in s. 320.01:  
1263 \$41 flat, of which \$11 shall be deposited into the General  
1264 Revenue Fund.

1265 (e) A wrecker that is used to tow any nondisabled motor  
1266 vehicle, a vessel, or any other cargo unless used as defined in  
1267 paragraph (d), as follows:

1268 1. Gross vehicle weight of 10,000 pounds or more, but less  
1269 than 15,000 pounds: \$118 flat, of which \$31 shall be deposited  
1270 into the General Revenue Fund.

1271 2. Gross vehicle weight of 15,000 pounds or more, but less  
1272 than 20,000 pounds: \$177 flat, of which \$46 shall be deposited  
1273 into the General Revenue Fund.

1274 3. Gross vehicle weight of 20,000 pounds or more, but less  
1275 than 26,000 pounds: \$251 flat, of which \$65 shall be deposited  
1276 into the General Revenue Fund.

1277 4. Gross vehicle weight of 26,000 pounds or more, but less  
1278 than 35,000 pounds: \$324 flat, of which \$84 shall be deposited  
1279 into the General Revenue Fund.

1280 5. Gross vehicle weight of 35,000 pounds or more, but less  
1281 than 44,000 pounds: \$405 flat, of which \$105 shall be deposited  
1282 into the General Revenue Fund.

1283 6. Gross vehicle weight of 44,000 pounds or more, but less  
1284 than 55,000 pounds: \$772 flat, of which \$200 shall be deposited  
1285 into the General Revenue Fund.

1286 7. Gross vehicle weight of 55,000 pounds or more, but less  
1287 than 62,000 pounds: \$915 flat, of which \$237 shall be deposited



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1288 into the General Revenue Fund.  
1289       8. Gross vehicle weight of 62,000 pounds or more, but less  
1290 than 72,000 pounds: \$1,080 flat, of which \$280 shall be  
1291 deposited into the General Revenue Fund.  
1292       9. Gross vehicle weight of 72,000 pounds or more: \$1,322  
1293 flat, of which \$343 shall be deposited into the General Revenue  
1294 Fund.  
1295       (f) A hearse or ambulance: \$40.50 flat, of which \$10.50  
1296 shall be deposited into the General Revenue Fund.  
1297       (6) MOTOR VEHICLES FOR HIRE.—  
1298       (a) Under nine passengers: \$17 flat, of which \$4.50 shall  
1299 be deposited into the General Revenue Fund; plus \$1.50 per cwt,  
1300 of which 50 cents shall be deposited into the General Revenue  
1301 Fund.  
1302       (b) Nine passengers and over: \$17 flat, of which \$4.50  
1303 shall be deposited into the General Revenue Fund; plus \$2 per  
1304 cwt, of which 50 cents shall be deposited into the General  
1305 Revenue Fund.  
1306       (7) TRAILERS FOR PRIVATE USE.—  
1307       (a) Any trailer weighing 500 pounds or less: \$6.75 flat per  
1308 year or any part thereof, of which \$1.75 shall be deposited into  
1309 the General Revenue Fund.  
1310       (b) Net weight over 500 pounds: \$3.50 flat, of which \$1  
1311 shall be deposited into the General Revenue Fund; plus \$1 per  
1312 cwt, of which 25 cents shall be deposited into the General  
1313 Revenue Fund.  
1314       (8) TRAILERS FOR HIRE.—  
1315       (a) Net weight under 2,000 pounds: \$3.50 flat, of which \$1  
1316 shall be deposited into the General Revenue Fund; plus \$1.50 per



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1317 cwt, of which 50 cents shall be deposited into the General  
1318 Revenue Fund.

1319 (b) Net weight 2,000 pounds or more: \$13.50 flat, of which  
1320 \$3.50 shall be deposited into the General Revenue Fund; plus  
1321 \$1.50 per cwt, of which 50 cents shall be deposited into the  
1322 General Revenue Fund.

1323 (9) RECREATIONAL VEHICLE-TYPE UNITS.—

1324 (a) A travel trailer or fifth-wheel trailer, as defined by  
1325 s. 320.01(1)(b), that does not exceed 35 feet in length: \$27  
1326 flat, of which \$7 shall be deposited into the General Revenue  
1327 Fund.

1328 (b) A camping trailer, as defined by s. 320.01(1)(b)2.:  
1329 \$13.50 flat, of which \$3.50 shall be deposited into the General  
1330 Revenue Fund.

1331 (c) A motor home, as defined by s. 320.01(1)(b)4.:

1332 1. Net weight of less than 4,500 pounds: \$27 flat, of which  
1333 \$7 shall be deposited into the General Revenue Fund.

1334 2. Net weight of 4,500 pounds or more: \$47.25 flat, of  
1335 which \$12.25 shall be deposited into the General Revenue Fund.

1336 (d) A truck camper as defined by s. 320.01(1)(b)3.:

1337 1. Net weight of less than 4,500 pounds: \$27 flat, of which  
1338 \$7 shall be deposited into the General Revenue Fund.

1339 2. Net weight of 4,500 pounds or more: \$47.25 flat, of  
1340 which \$12.25 shall be deposited into the General Revenue Fund.

1341 (e) A private motor coach as defined by s. 320.01(1)(b)5.:

1342 1. Net weight of less than 4,500 pounds: \$27 flat, of which  
1343 \$7 shall be deposited into the General Revenue Fund.

1344 2. Net weight of 4,500 pounds or more: \$47.25 flat, of  
1345 which \$12.25 shall be deposited into the General Revenue Fund.



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1346 (10) PARK TRAILERS; TRAVEL TRAILERS; FIFTH-WHEEL TRAILERS;  
1347 35 FEET TO 40 FEET.—  
1348 (a) Park trailers.—Any park trailer, as defined in s.  
1349 320.01(1)(b)7.: \$25 flat.  
1350 (b) A travel trailer or fifth-wheel trailer, as defined in  
1351 s. 320.01(1)(b), that exceeds 35 feet: \$25 flat.  
1352 (11) MOBILE HOMES.—  
1353 (a) A mobile home not exceeding 35 feet in length: \$20  
1354 flat.  
1355 (b) A mobile home over 35 feet in length, but not exceeding  
1356 40 feet: \$25 flat.  
1357 (c) A mobile home over 40 feet in length, but not exceeding  
1358 45 feet: \$30 flat.  
1359 (d) A mobile home over 45 feet in length, but not exceeding  
1360 50 feet: \$35 flat.  
1361 (e) A mobile home over 50 feet in length, but not exceeding  
1362 55 feet: \$40 flat.  
1363 (f) A mobile home over 55 feet in length, but not exceeding  
1364 60 feet: \$45 flat.  
1365 (g) A mobile home over 60 feet in length, but not exceeding  
1366 65 feet: \$50 flat.  
1367 (h) A mobile home over 65 feet in length: \$80 flat.  
1368 (12) DEALER AND MANUFACTURER LICENSE PLATES.—A franchised  
1369 motor vehicle dealer, independent motor vehicle dealer, marine  
1370 boat trailer dealer, or mobile home dealer and manufacturer  
1371 license plate: \$17 flat, of which \$4.50 shall be deposited into  
1372 the General Revenue Fund.  
1373 (13) EXEMPT OR OFFICIAL LICENSE PLATES.—Any exempt or  
1374 official license plate: \$4 flat, of which \$1 shall be deposited





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1375 into the General Revenue Fund.

1376 (14) LOCALLY OPERATED MOTOR VEHICLES FOR HIRE.—A motor  
1377 vehicle for hire operated wholly within a city or within 25  
1378 miles thereof: \$17 flat, of which \$4.50 shall be deposited into  
1379 the General Revenue Fund; plus \$2 per cwt, of which 50 cents  
1380 shall be deposited into the General Revenue Fund.

1381 (15) TRANSPORTER.—Any transporter license plate issued to a  
1382 transporter pursuant to s. 320.133: \$101.25 flat, of which  
1383 \$26.25 shall be deposited into the General Revenue Fund.

1384 Section 22. Subsection (1) of section 320.0801, Florida  
1385 Statutes, is amended to read:

1386 320.0801 Additional license tax on certain vehicles.—

1387 (1) In addition to the license taxes specified in s. 320.08  
1388 and in subsection (2), there is hereby levied and imposed an  
1389 annual license tax of 10 cents for the operation of a motor  
1390 vehicle, as defined in s. 320.01, and moped, as defined in s.  
1391 316.003 ~~316.003(77)~~, which tax shall be paid to the department  
1392 or its agent upon the registration or renewal of registration of  
1393 the vehicle. Notwithstanding the provisions of s. 320.20,  
1394 revenues collected from the tax imposed in this subsection shall  
1395 be deposited in the Emergency Medical Services Trust Fund and  
1396 used solely for the purpose of carrying out the provisions of  
1397 ss. 395.401, 395.4015, 395.404, and 395.4045 and s. 11, chapter  
1398 87-399, Laws of Florida.

1399 Section 23. Section 320.38, Florida Statutes, is amended to  
1400 read:

1401 320.38 When nonresident exemption not allowed.—The  
1402 provisions of s. 320.37 authorizing the operation of motor  
1403 vehicles over the roads of this state by nonresidents of this



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1404 state when such vehicles are duly registered or licensed under  
1405 the laws of some other state or foreign country do not apply to  
1406 any nonresident who accepts employment or engages in any trade,  
1407 profession, or occupation in this state, except a nonresident  
1408 migrant or seasonal farm worker as defined in s. 316.003  
1409 ~~316.003(61)~~. In every case in which a nonresident, except a  
1410 nonresident migrant or seasonal farm worker as defined in s.  
1411 316.003 ~~316.003(61)~~, accepts employment or engages in any trade,  
1412 profession, or occupation in this state or enters his or her  
1413 children to be educated in the public schools of this state,  
1414 such nonresident shall, within 10 days after the commencement of  
1415 such employment or education, register his or her motor vehicles  
1416 in this state if such motor vehicles are proposed to be operated  
1417 on the roads of this state. Any person who is enrolled as a  
1418 student in a college or university and who is a nonresident but  
1419 who is in this state for a period of up to 6 months engaged in a  
1420 work-study program for which academic credits are earned from a  
1421 college whose credits or degrees are accepted for credit by at  
1422 least three accredited institutions of higher learning, as  
1423 defined in s. 1005.02, is not required to have a Florida  
1424 registration for the duration of the work-study program if the  
1425 person's vehicle is properly registered in another jurisdiction.  
1426 Any nonresident who is enrolled as a full-time student in such  
1427 institution of higher learning is also exempt for the duration  
1428 of such enrollment.

1429 Section 24. Subsection (1) of section 322.031, Florida  
1430 Statutes, is amended to read:

1431 322.031 Nonresident; when license required.—

1432 (1) In each case in which a nonresident, except a



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1433 nonresident migrant or seasonal farm worker as defined in s.  
1434 316.003 ~~316.003(61)~~, accepts employment or engages in a trade,  
1435 profession, or occupation in this state or enters his or her  
1436 children to be educated in the public schools of this state,  
1437 such nonresident shall, within 30 days after beginning such  
1438 employment or education, be required to obtain a Florida driver  
1439 license if such nonresident operates a motor vehicle on the  
1440 highways of this state. The spouse or dependent child of such  
1441 nonresident shall also be required to obtain a Florida driver  
1442 license within that 30-day period before operating a motor  
1443 vehicle on the highways of this state.

1444 Section 25. Subsection (3) of section 450.181, Florida  
1445 Statutes, is amended to read:

1446 450.181 Definitions.—As used in part II, unless the context  
1447 clearly requires a different meaning:

1448 (3) The term "migrant laborer" has the same meaning as  
1449 migrant or seasonal farm workers as defined in s. 316.003  
1450 ~~316.003(61)~~.

1451 Section 26. Subsection (5) of section 559.903, Florida  
1452 Statutes, is amended to read:

1453 559.903 Definitions.—As used in this act:

1454 (5) "Motor vehicle" means any automobile, truck, bus,  
1455 recreational vehicle, motorcycle, motor scooter, or other motor  
1456 powered vehicle, but does not include trailers, mobile homes,  
1457 travel trailers, trailer coaches without independent motive  
1458 power, watercraft or aircraft, or special mobile equipment as  
1459 defined in s. 316.003 ~~316.003(48)~~.

1460 Section 27. Subsection (1) of section 655.960, Florida  
1461 Statutes, is amended to read:



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1462           655.960 Definitions; ss. 655.960-655.965.—As used in this  
1463 section and ss. 655.961-655.965, unless the context otherwise  
1464 requires:

1465           (1) "Access area" means any paved walkway or sidewalk which  
1466 is within 50 feet of any automated teller machine. The term does  
1467 not include any street or highway open to the use of the public,  
1468 as defined in s. 316.003(76) (a) or (b) ~~316.003(53) (a) or (b)~~,  
1469 including any adjacent sidewalk, as defined in s. 316.003  
1470 ~~316.003(47)~~.

1471           Section 28. Paragraph (b) of subsection (2) of section  
1472 732.402, Florida Statutes, is amended to read:

1473           732.402 Exempt property.—

1474           (2) Exempt property shall consist of:

1475           (b) Two motor vehicles as defined in s. 316.003  
1476 ~~316.003(21)~~, which do not, individually as to either such motor  
1477 vehicle, have a gross vehicle weight in excess of 15,000 pounds,  
1478 held in the decedent's name and regularly used by the decedent  
1479 or members of the decedent's immediate family as their personal  
1480 motor vehicles.

1481           Section 29. Subsection (1) of section 860.065, Florida  
1482 Statutes, is amended to read:

1483           860.065 Commercial transportation; penalty for use in  
1484 commission of a felony.—

1485           (1) It is unlawful for any person to attempt to obtain,  
1486 solicit to obtain, or obtain any means of public or commercial  
1487 transportation or conveyance, including vessels, aircraft,  
1488 railroad trains, or commercial vehicles as defined in s. 316.003  
1489 ~~316.003(66)~~, with the intent to use such public or commercial  
1490 transportation or conveyance to commit any felony or to



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1491 facilitate the commission of any felony.

1492       Section 30. For the purpose of incorporating the amendment  
1493 made by this act to section 316.1925, Florida Statutes, in a  
1494 reference thereto, paragraph (b) of subsection (4) of section  
1495 316.072, Florida Statutes, is reenacted to read:

1496       316.072 Obedience to and effect of traffic laws.—

1497       (4) PUBLIC OFFICERS AND EMPLOYEES TO OBEY CHAPTER;  
1498 EXCEPTIONS.—

1499       (b) Unless specifically made applicable, the provisions of  
1500 this chapter, except those contained in ss. 316.192, 316.1925,  
1501 and 316.193, shall not apply to persons, teams, or motor  
1502 vehicles and other equipment while actually engaged in work upon  
1503 the surface of a highway, but shall apply to such persons and  
1504 vehicles when traveling to or from such work.

1505       Section 31. For the purpose of incorporating the amendment  
1506 made by this act to sections 316.083 and 316.084, Florida  
1507 Statutes, in references thereto, subsection (5) of section  
1508 316.1923, Florida Statutes, is reenacted to read:

1509       316.1923 Aggressive careless driving.—“Aggressive careless  
1510 driving” means committing two or more of the following acts  
1511 simultaneously or in succession:

1512       (5) Improperly passing as defined in s. 316.083, s.  
1513 316.084, or s. 316.085.

1514       Section 32. For the purpose of incorporating the amendment  
1515 made by this act to section 318.19, Florida Statutes, in a  
1516 reference thereto, subsection (2) of section 318.14, Florida  
1517 Statutes, is reenacted to read:

1518       318.14 Noncriminal traffic infractions; exception;  
1519 procedures.—



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1520 (2) Except as provided in ss. 316.1001(2) and 316.0083, any  
1521 person cited for a violation requiring a mandatory hearing  
1522 listed in s. 318.19 or any other criminal traffic violation  
1523 listed in chapter 316 must sign and accept a citation indicating  
1524 a promise to appear. The officer may indicate on the traffic  
1525 citation the time and location of the scheduled hearing and must  
1526 indicate the applicable civil penalty established in s. 318.18.  
1527 For all other infractions under this section, except for  
1528 infractions under s. 316.1001, the officer must certify by  
1529 electronic, electronic facsimile, or written signature that the  
1530 citation was delivered to the person cited. This certification  
1531 is prima facie evidence that the person cited was served with  
1532 the citation.

1533 Section 33. For the purpose of incorporating the amendment  
1534 made by this act to section 316.2065, Florida Statutes, in a  
1535 reference thereto, paragraph (b) of subsection (1) of section  
1536 318.18, Florida Statutes, is reenacted to read:

1537 318.18 Amount of penalties.—The penalties required for a  
1538 noncriminal disposition pursuant to s. 318.14 or a criminal  
1539 offense listed in s. 318.17 are as follows:

1540 (1) Fifteen dollars for:

1541 (b) All infractions of s. 316.2065, unless otherwise  
1542 specified.

1543  
1544 ===== T I T L E A M E N D M E N T =====

1545 And the title is amended as follows:

1546 Delete lines 4 - 5

1547 and insert:

1548 providing definitions; amending s. 316.027, F.S.;



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1549 deleting the definition of the term "vulnerable road  
1550 user"; conforming provisions to changes made by the  
1551 act; amending s. 316.083, F.S.; revising provisions  
1552 relating to the passing of a vehicle; directing a law  
1553 enforcement officer issuing a citation for specified  
1554 violations to note certain information on the  
1555 citation; amending s. 316.084, F.S.; exempting  
1556 bicycles from provisions for passing a vehicle on the  
1557 right under certain circumstances; amending s.  
1558 316.0875, F.S.; revising exceptions to provisions for  
1559 designated no-passing zones; amending s. 316.151,  
1560 F.S.; revising provisions for turning at  
1561 intersections; directing a law enforcement officer  
1562 issuing a citation for specified violations to note  
1563 certain information on the citation; amending s.  
1564 316.1925, F.S.; revising provisions relating to  
1565 careless driving; directing a law enforcement officer  
1566 issuing a citation for specified violations to note  
1567 certain information on the citation; amending s.  
1568 316.2065, F.S.; revising provisions for operation of a  
1569 bicycle; requiring motor vehicle operators to allow a  
1570 group of bicycles to travel through an intersection  
1571 under certain circumstances; amending s. 318.19, F.S.;  
1572 requiring a hearing for specified offenses; directing  
1573 a law enforcement officer issuing a citation for  
1574 specified violations to note certain information on  
1575 the citation; amending s. 322.0261, F.S., relating to  
1576 driver improvement courses; revising the definition of  
1577 "vulnerable road users"; amending ss. 212.05,



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1578 316.1303, 316.545, 316.605, 316.6105, 316.613,  
1579 316.622, 316.650, 316.70, 320.01, 320.08, 320.0801,  
1580 320.38, 322.031, 450.181, 559.903, 655.960, 732.402,  
1581 and 860.065, F.S.; conforming cross-references;  
1582 reenacting ss. 316.072(4)(b), 316.1923(5), 318.14(2),  
1583 and 318.18(1)(b), F.S., relating to obedience to and  
1584 effect of traffic laws, aggressive careless driving,  
1585 noncriminal traffic infractions, and amount of  
1586 penalties, respectively, to incorporate amendments  
1587 made by the act in references thereto;