



267362

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/08/2019	.	
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Appropriations Subcommittee on Transportation, Tourism, and  
Economic Development (Brandes) recommended the following:

**Senate Amendment (with title amendment)**

Delete lines 249 - 302

and insert:

Section 10. Section 316.85, Florida Statutes, is amended to  
read:

316.85 Autonomous vehicles; operation; compliance with  
traffic and motor vehicle laws; preemption.—

(1) Notwithstanding any other law, a licensed human  
operator is not required to operate a fully autonomous vehicle A



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11 ~~person who possesses a valid driver license may operate an~~  
12 ~~autonomous vehicle in autonomous mode on roads in this state if~~  
13 ~~the vehicle is equipped with autonomous technology, as defined~~  
14 ~~in s. 316.003(3) s. 316.003.~~

15 (2) A fully autonomous vehicle may operate in this state,  
16 regardless of whether a human operator is physically present in  
17 the vehicle.

18 (3) (a) ~~(2)~~ For purposes of this chapter, unless the context  
19 otherwise requires, the automated driving system, when engaged,  
20 a person shall be deemed to be the operator of an autonomous  
21 vehicle operating in autonomous mode when the person causes the  
22 vehicle's autonomous technology to engage, regardless of whether  
23 a the person is physically present in the vehicle while the  
24 vehicle is operating with the automated driving system engaged  
25 in autonomous mode.

26 (b) Unless otherwise provided by law, applicable traffic or  
27 motor vehicle laws of this state may not be construed to:

28 1. Prohibit the automated driving system from being deemed  
29 the operator of an autonomous vehicle operating with the  
30 automated driving system engaged.

31 2. Require a licensed human operator to operate a fully  
32 autonomous vehicle.

33 (4) An on-demand autonomous vehicle network must operate  
34 pursuant to state laws governing the operation of transportation  
35 network companies and transportation network company vehicles as  
36 those terms are defined in s. 627.748, except that any provision  
37 of s. 627.748 which reasonably applies only to a human driver  
38 does not apply to the operation of a fully autonomous vehicle  
39 with the automated driving system engaged in an on-demand



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40 autonomous vehicle network. A fully autonomous vehicle with the  
41 automated driving system engaged in an on-demand autonomous  
42 vehicle network must meet the insurance requirements in s.  
43 627.749.

44 (5) Notwithstanding any other provision of this chapter, an  
45 autonomous vehicle or a fully autonomous vehicle equipped with a  
46 teleoperation system may operate without a human operator  
47 physically present in the vehicle when the teleoperation system  
48 is engaged. A vehicle that is subject to this subsection must  
49 meet the requirements of s. 319.145 and is considered a vehicle  
50 that meets the definition of s. 316.003(3)(c) for the purposes  
51 of ss. 316.062(5), 316.063(4), 316.065(5), 316.1975(3), and  
52 316.303(1).

53 (6) It is the intent of the Legislature to provide for  
54

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

56 And the title is amended as follows:

57 Delete lines 34 - 37

58 and insert:

59 construction; providing requirements for