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LEGISLATIVE ACTION

Senate

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House

The Committee on Appropriations (Harrell) recommended the following:

Senate Amendment (with title amendment)

Between lines 224 and 225
insert:

Section 6. Paragraph (b) of subsection (1) of section 316.126, Florida Statutes, is amended, and subsection (6) of that section is reenacted, to read:

316.126 Operation of vehicles and actions of pedestrians on approach of an authorized emergency, sanitation, or utility service vehicle.—



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11 (1)

12 (b) If an authorized emergency vehicle displaying any
13 visual signals is parked on the roadside, a sanitation vehicle
14 is performing a task related to the provision of sanitation
15 services on the roadside, a utility service vehicle is
16 performing a task related to the provision of utility services
17 on the roadside, ~~or~~ a wrecker displaying amber rotating or
18 flashing lights is performing a recovery or loading on the
19 roadside, or a road and bridge maintenance or construction
20 vehicle displaying warning lights is on the roadside without
21 advance signs and channelizing devices, the driver of every
22 other vehicle, as soon as it is safe:

23 1. Shall vacate the lane closest to the emergency vehicle,
24 sanitation vehicle, utility service vehicle, ~~or~~ wrecker, or road
25 and bridge maintenance or construction vehicle when driving on
26 an interstate highway or other highway with two or more lanes
27 traveling in the direction of the emergency vehicle, sanitation
28 vehicle, utility service vehicle, ~~or~~ wrecker, or road and bridge
29 maintenance or construction vehicle except when otherwise
30 directed by a law enforcement officer. If such movement cannot
31 be safely accomplished, the driver shall reduce speed as
32 provided in subparagraph 2.

33 2. Shall slow to a speed that is 20 miles per hour less
34 than the posted speed limit when the posted speed limit is 25
35 miles per hour or greater; or travel at 5 miles per hour when
36 the posted speed limit is 20 miles per hour or less, when
37 driving on a two-lane road, except when otherwise directed by a
38 law enforcement officer.

39 (6) A violation of this section is a noncriminal traffic



40 infraction, punishable pursuant to chapter 318 as either a
41 moving violation for infractions of subsection (1) or subsection
42 (3), or as a pedestrian violation for infractions of subsection
43 (2).

44 Section 7. For the purpose of incorporating the amendment
45 made by this act to section 316.126, Florida Statutes, in a
46 reference thereto, paragraph (d) of subsection (2) of section
47 318.18, Florida Statutes, is reenacted to read:

48 318.18 Amount of penalties.—The penalties required for a
49 noncriminal disposition pursuant to s. 318.14 or a criminal
50 offense listed in s. 318.17 are as follows:

51 (2) Thirty dollars for all nonmoving traffic violations
52 and:

53 (d) For all violations of s. 316.126(1)(b), unless
54 otherwise specified.

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

57 And the title is amended as follows:

58 Delete line 15

59 and insert:

60 moneys; amending s. 316.126, F.S.; requiring drivers
61 to change lanes when approaching a road and bridge
62 maintenance or construction vehicle displaying warning
63 lights on the roadside without advance signs and
64 channelizing devices; reenacting s. 318.18(2)(d),
65 F.S., relating to the amount of certain penalties, to
66 incorporate the amendment made to s. 316.126, F.S., in
67 a reference thereto; amending s. 316.545, F.S.;

68 deleting a