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LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
04/14/2021	.	
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The Committee on Appropriations (Brandes) recommended the following:

Senate Amendment (with title amendment)

Between lines 401 and 402
insert:

Section 12. Present subsections (38) through (105) of section 316.003, Florida Statutes, are redesignated as subsections (39) through (106), respectively, a new subsection (38) is added to that section, and present subsection (62) of that section is amended, to read:

316.003 Definitions.—The following words and phrases, when



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

14 (38) LOW-SPEED AUTONOMOUS DELIVERY VEHICLE.—A fully
15 autonomous vehicle that meets the definition of a low-speed
16 vehicle in 49 C.F.R. s. 571.3.

17 (63)~~(62)~~ PRIVATE ROAD OR DRIVEWAY.—Except as otherwise
18 provided in paragraph (85) (b) ~~(84) (b)~~, any privately owned way
19 or place used for vehicular travel by the owner and those having
20 express or implied permission from the owner, but not by other
21 persons.

22 Section 13. Section 316.2122, Florida Statutes, is amended
23 to read:

24 316.2122 Operation of a low-speed vehicle, ~~or~~ or low-speed autonomous delivery vehicle on certain roadways.—

25 (1) The operation of a low-speed vehicle as defined in s.
26 320.01 or a mini truck as defined in s. 320.01 on any road is
27 authorized with the following restrictions:

28 (a)~~(1)~~ A low-speed vehicle or mini truck may be operated
29 only on streets where the posted speed limit is 35 miles per
30 hour or less. This does not prohibit a low-speed vehicle or mini
31 truck from crossing a road or street at an intersection where
32 the road or street has a posted speed limit of more than 35
33 miles per hour.

34 (b)~~(2)~~ A low-speed vehicle must be equipped with headlamps,
35 stop lamps, turn signal lamps, taillamps, reflex reflectors,
36 parking brakes, rearview mirrors, windshields, seat belts, and
37 vehicle identification numbers.

38 (c)~~(3)~~ A low-speed vehicle or mini truck must be registered
39



40 and insured in accordance with s. 320.02 and titled pursuant to
41 chapter 319.

42 (d) ~~(4)~~ Any person operating a low-speed vehicle or mini
43 truck must have in his or her possession a valid driver license.

44 (2) The operation of a low-speed autonomous delivery
45 vehicle on any road is authorized with the following
46 restrictions:

47 (a) A low-speed autonomous delivery vehicle may operate
48 only on streets or roads where the posted speed limit is 35
49 miles per hour or less. This paragraph does not prohibit a low-
50 speed autonomous delivery vehicle from crossing a road or street
51 at an intersection where the road or street has a posted speed
52 limit of more than 35 miles per hour.

53 (b) A low-speed autonomous delivery vehicle may operate on
54 a street or road with a posted speed limit of more than 35 miles
55 per hour, but no more than 45 miles per hour, if:

56 1. The low-speed autonomous delivery vehicle travels no
57 more than 1 continuous mile on such a street or road, except
58 that the vehicle may travel in excess of 1 continuous mile if
59 authorized by the entity with jurisdiction over the street or
60 road;

61 2. The low-speed autonomous delivery vehicle operates
62 exclusively in the right lane, other than for the purpose of
63 completing a turn; and

64 3. On a two-lane street or road where overtaking and
65 passing another vehicle is unsafe because of traffic moving in
66 the opposite direction or because of other unsafe conditions,
67 and five or more vehicles are formed in a line behind the
68 autonomous delivery vehicle, the low-speed autonomous delivery



69 vehicle exits the roadway wherever a sufficient area for a safe
70 turn-out exists, to permit the vehicles following to proceed.

71 (c) A low-speed autonomous delivery vehicle must be
72 equipped with headlamps, stop lamps, turn signal lamps,
73 taillamps, reflex reflectors, and vehicle identification
74 numbers.

75 (d) Federal regulations adopted by the National Highway
76 Traffic Safety Administration shall supersede this subsection
77 when found to be in conflict with this subsection.

78 (e) A low-speed autonomous delivery vehicle must be covered
79 by a policy of automobile insurance which provides the coverage
80 required by s. 627.749(2)(a)1., 2., and 3. The coverage
81 requirements of this paragraph may be satisfied by automobile
82 insurance maintained by the owner of a low-speed autonomous
83 delivery vehicle, the owner of the teleoperation system, the
84 remote human operator, or a combination thereof.

85 ~~(3)-(5)~~ A county or municipality may prohibit the operation
86 of low-speed vehicles or mini trucks on any road under its
87 jurisdiction if the governing body of the county or municipality
88 determines that such prohibition is necessary in the interest of
89 safety.

90 ~~(4)-(6)~~ The Department of Transportation may prohibit the
91 operation of low-speed vehicles or mini trucks on any road under
92 its jurisdiction if it determines that such prohibition is
93 necessary in the interest of safety.

94 Section 14. Present subsection (6) of section 316.215,
95 Florida Statutes, is redesignated as subsection (7), a new
96 subsection (6) is added to that section, and present subsection
97 (6) is republished, to read:



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98 316.215 Scope and effect of regulations.-

99 (6) The provisions of any motor vehicle equipment laws or
100 regulations of this state which relate to or support motor
101 vehicle operation by a human driver but are not relevant for an
102 automated driving system shall not apply to fully autonomous
103 vehicles that are designed to be operated exclusively by the
104 automated driving system for all trips.

105 (7)~~(6)~~ A violation of this section is a noncriminal traffic
106 infraction, punishable as a nonmoving violation as provided in
107 chapter 318.

108 Section 15. Paragraph (a) of subsection (3) of section
109 316.306, Florida Statutes, is amended to read:

110 316.306 School and work zones; prohibition on the use of a
111 wireless communications device in a handheld manner.-

112 (3) (a) 1. A person may not operate a motor vehicle while
113 using a wireless communications device in a handheld manner in a
114 designated school crossing, school zone, or work zone area as
115 defined in s. 316.003 ~~s. 316.003(105)~~. This subparagraph shall
116 only be applicable to work zone areas if construction personnel
117 are present or are operating equipment on the road or
118 immediately adjacent to the work zone area. For the purposes of
119 this paragraph, a motor vehicle that is stationary is not being
120 operated and is not subject to the prohibition in this
121 paragraph.

122 2.a. During the period from October 1, 2019, through
123 December 31, 2019, a law enforcement officer may stop motor
124 vehicles to issue verbal or written warnings to persons who are
125 in violation of subparagraph 1. for the purposes of informing
126 and educating such persons of this section. This sub-



127 subparagraph shall stand repealed on October 1, 2020.

128 b. Effective January 1, 2020, a law enforcement officer may
129 stop motor vehicles and issue citations to persons who are
130 driving while using a wireless communications device in a
131 handheld manner in violation of subparagraph 1.

132 Section 16. Subsection (1) of section 655.960, Florida
133 Statutes, is amended to read:

134 655.960 Definitions; ss. 655.960-655.965.—As used in this
135 section and ss. 655.961-655.965, unless the context otherwise
136 requires:

137 (1) "Access area" means any paved walkway or sidewalk which
138 is within 50 feet of any automated teller machine. The term does
139 not include any street or highway open to the use of the public,
140 as defined in s. 316.003(85) (a) or (b) ~~s. 316.003(84) (a) or (b)~~,
141 including any adjacent sidewalk, as defined in s. 316.003.

142
143 ===== T I T L E A M E N D M E N T =====

144 And the title is amended as follows:

145 Delete line 54

146 and insert:

147 programs; amending s. 316.003, F.S.; defining the term
148 "low-speed autonomous delivery vehicle"; amending s.
149 316.2122, F.S.; authorizing the operation of a low-
150 speed autonomous delivery vehicle on certain streets
151 and roads; providing construction; authorizing the
152 operation of a low-speed autonomous delivery vehicle
153 on streets or roads with a posted speed limit of up to
154 45 miles per hour under specified conditions;
155 providing requirements for low-speed autonomous



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156 delivery vehicles; amending s. 316.215, F.S.;

157 providing that certain fully autonomous vehicles are

158 not subject to certain provisions of law or

159 regulations; amending ss. 316.306 and 655.960, F.S.;

160 conforming cross-references; providing an effective

161 date.