

ENROLLED

HB 353, Engrossed 1

2021 Legislature

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2 An act relating to bicycle operation regulations;
3 amending s. 316.2065, F.S.; providing an exception to
4 the requirement that a person operating a bicycle ride
5 upon or astride a seat attached thereto; amending s.
6 316.20655, F.S.; revising construction relating to
7 electric bicycle regulations; providing an effective
8 date.

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10 Be It Enacted by the Legislature of the State of Florida:

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12 Section 1. Subsection (2) of section 316.2065, Florida
13 Statutes, is amended to read:

14 316.2065 Bicycle regulations.—

15 (2) A person operating a bicycle may not ride other than
16 upon or astride a permanent and regular seat attached thereto
17 unless the bicycle was designed by the manufacturer to be ridden
18 without a seat.

19 Section 2. Subsection (1) of section 316.20655, Florida
20 Statutes, is amended to read:

21 316.20655 Electric bicycle regulations.—

22 (1) Except as otherwise provided in this section, an
23 electric bicycle or an operator of an electric bicycle shall be
24 afforded all the rights and privileges, and be subject to all of
25 the duties, of a bicycle or the operator of a bicycle, including

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26 | s. 316.2065. An electric bicycle is a vehicle to the same extent
27 | as a bicycle. However, this section may not be construed to
28 | prevent a local government, through the exercise of its powers
29 | under s. 316.008, from adopting an ordinance governing the
30 | operation of electric bicycles on streets, highways, sidewalks,
31 | and sidewalk areas under the local government's jurisdiction; ~~or~~
32 | to prevent a municipality, county, or agency of the state having
33 | jurisdiction over a bicycle path, multiuse path, or trail
34 | network from restricting or prohibiting the operation of an
35 | electric bicycle on a bicycle path, multiuse path, or trail
36 | network; or to prevent a municipality, county, or agency of the
37 | state having jurisdiction over a beach as defined in s.
38 | 161.54(3) or a dune as defined in s. 161.54(4) from restricting
39 | or prohibiting the operation of an electric bicycle on such
40 | beach or dune.

41 | Section 3. This act shall take effect July 1, 2021.