

By Senator Pizzo

38-01197-22

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1 A bill to be entitled
2 An act relating to Move Over Act penalties; amending
3 s. 318.18, F.S.; revising civil penalties for a motor
4 vehicle driver's failure, under certain circumstances,
5 to vacate the lane closest to an emergency vehicle or
6 certain other vehicles or comply with specified
7 reduced speed limits; reenacting s. 316.126(1)(b),
8 F.S., relating to the operation of vehicles on
9 approach of an authorized emergency, sanitation, or
10 utility service vehicle, to incorporate the amendment
11 made to s. 318.18, F.S., in references thereto;
12 providing an effective date.

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14 Be It Enacted by the Legislature of the State of Florida:
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16 Section 1. Paragraph (d) of subsection (2) of section
17 318.18, Florida Statutes, is amended, paragraph (i) is added to
18 subsection (3) of that section, and paragraph (b) of subsection
19 (3) of that section is republished, to read:

20 318.18 Amount of penalties.—The penalties required for a
21 noncriminal disposition pursuant to s. 318.14 or a criminal
22 offense listed in s. 318.17 are as follows:

23 (2) Thirty dollars for all nonmoving traffic violations
24 and:

25 ~~(d) For all violations of s. 316.126(1)(b), unless~~
26 ~~otherwise specified.~~

27 (3)

28 (b) For moving violations involving unlawful speed, the
29 fines are as follows:

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For speed exceeding the limit by:	Fine:
1-5 mph.....	Warning
6-9 mph.....	\$25
10-14 mph.....	\$100
15-19 mph.....	\$150
20-29 mph.....	\$175
30 mph and above.....	\$250

(i) A person cited for a violation of s. 316.126(1)(b)1. shall pay a fine of \$500. A person cited for a violation of s. 316.126(1)(b)2. shall pay a fine double the amount listed in paragraph (b), except a person cited for exceeding the speed limit by up to 5 mph shall pay a fine of \$30.

Section 2. For the purpose of incorporating the amendment made by this act to section 318.18, Florida Statutes, in references thereto, paragraph (b) of subsection (1) of section 316.126, Florida Statutes, is reenacted to read:

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

(1)

(b) If an authorized emergency vehicle displaying any visual signals is parked on the roadside, a sanitation vehicle is performing a task related to the provision of sanitation services on the roadside, a utility service vehicle is performing a task related to the provision of utility services on the roadside, a wrecker displaying amber rotating or flashing lights is performing a recovery or loading on the roadside, or a

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59 road and bridge maintenance or construction vehicle displaying
60 warning lights is on the roadside without advance signs and
61 channelizing devices, the driver of every other vehicle, as soon
62 as it is safe:

63 1. Shall vacate the lane closest to the emergency vehicle,
64 sanitation vehicle, utility service vehicle, wrecker, or road
65 and bridge maintenance or construction vehicle when driving on
66 an interstate highway or other highway with two or more lanes
67 traveling in the direction of the emergency vehicle, sanitation
68 vehicle, utility service vehicle, wrecker, or road and bridge
69 maintenance or construction vehicle except when otherwise
70 directed by a law enforcement officer. If such movement cannot
71 be safely accomplished, the driver shall reduce speed as
72 provided in subparagraph 2.

73 2. Shall slow to a speed that is 20 miles per hour less
74 than the posted speed limit when the posted speed limit is 25
75 miles per hour or greater; or travel at 5 miles per hour when
76 the posted speed limit is 20 miles per hour or less, when
77 driving on a two-lane road, except when otherwise directed by a
78 law enforcement officer.

79 Section 3. This act shall take effect July 1, 2022.