

Amendment No.

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	_____	(Y/N)
ADOPTED AS AMENDED	_____	(Y/N)
ADOPTED W/O OBJECTION	_____	(Y/N)
FAILED TO ADOPT	_____	(Y/N)
WITHDRAWN	_____	(Y/N)
OTHER		

1 Committee/Subcommittee hearing bill: State Affairs Committee
2 Representative Yeager offered the following:

Amendment (with title amendment)

Between lines 258 and 259, insert:

6 **Section 9. Subsections (5) through (9) of section 316.212,**
7 **Florida Statutes, are renumbered as subsections (6) through**
8 **(10), respectively, paragraph (b) of present subsection (8) and**
9 **present subsection (9) are amended, and a new subsection (5) is**
10 **added to that section, to read:**

11 316.212 Operation of golf carts on certain roadways.—The
12 operation of a golf cart upon the public roads or streets of
13 this state is prohibited except as provided herein:

14 (5) Notwithstanding any other provision of this section, a
15 golf cart may be operated for the purpose of crossing a street
16 or highway at a signalized intersection, provided that:

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17 1. The intersection is located wholly within the
18 boundaries of a single local governmental entity;

19 2. The local governmental entity has designated, for the
20 operation of golf carts, the street or road located on both
21 sides of the intersection with the street or highway; and

22 3. The local governmental entity has approved the
23 operation of golf carts for the purpose of crossing at the
24 intersection and has posted appropriate signs at the
25 intersection to indicate that such operation is authorized.

26 ~~(9)~~ A local governmental entity may enact an ordinance
27 relating to:

28 (b) Golf cart operation on sidewalks adjacent to specific
29 segments of municipal streets, county roads, or state highways
30 within the jurisdictional territory of the local governmental
31 entity if:

32 1. The local governmental entity determines, after
33 considering the condition and current use of the sidewalks, the
34 character of the surrounding community, and the locations of
35 authorized golf cart crossings, that golf carts, bicycles, and
36 pedestrians may safely share the sidewalk;

37 2. The local governmental entity consults with the
38 Department of Transportation before adopting the ordinance;

39 3. The ordinance restricts golf carts to a maximum speed
40 of 15 miles per hour and permits such use on sidewalks adjacent
41 to state highways only if the sidewalks are at least 8 feet

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42 wide;

43 4. The ordinance requires the golf carts to meet the
44 equipment requirements in subsection (7) ~~(6)~~. However, the
45 ordinance may require additional equipment, including horns or
46 other warning devices required by s. 316.271; and

47 5. The local governmental entity posts appropriate signs
48 or otherwise informs residents that the ordinance exists and
49 applies to such sidewalks.

50 ~~(10)-(9)~~ A violation of this section is a noncriminal
51 traffic infraction, punishable pursuant to chapter 318 as a
52 moving violation for infractions of subsections (1)-(6) ~~(1)-(5)~~
53 or a local ordinance corresponding thereto and enacted pursuant
54 to subsection (9) ~~(8)~~, or punishable pursuant to chapter 318 as
55 a nonmoving violation for infractions of subsection (7) ~~(6)~~,
56 subsection (8) ~~(7)~~, or a local ordinance corresponding thereto
57 and enacted pursuant to subsection (9) ~~(8)~~.

58 **Section 10. Subsection (1) of section 316.1995, Florida**
59 **Statutes, is amended to read:**

60 316.1995 Driving upon sidewalk or bicycle path.—

61 (1) Except as provided in s. 316.008, s. 316.20655, s.
62 316.212(9) ~~s. 316.212(8)~~, or s. 316.2128, a person may not drive
63 any vehicle other than by human power upon a bicycle path,
64 sidewalk, or sidewalk area, except upon a permanent or duly
65 authorized temporary driveway.

66 **Section 11. Subsection (1) of section 316.2125, Florida**

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67 **Statutes, is amended to read:**

68 316.2125 Operation of golf carts within a retirement
69 community.—

70 (1) Notwithstanding ~~the provisions of s. 316.212, the~~
71 reasonable operation of a golf cart, equipped and operated as
72 provided in s. 316.212(6), (7), and (8) ~~s. 316.212(5), (6), and~~
73 ~~(7)~~, within any self-contained retirement community is
74 authorized ~~permitted~~ unless prohibited under subsection (2).

75 **Section 12. Paragraphs (a) and (b) of subsection (1) and**
76 **paragraph (c) of subsection (3) of section 316.2126, Florida**
77 **Statutes, are amended to read:**

78 316.2126 Authorized use of golf carts, low-speed vehicles,
79 and utility vehicles.—

80 (1) In addition to the powers granted by ss. 316.212 and
81 316.2125, municipalities are authorized to use golf carts and
82 utility vehicles, as defined in s. 320.01, upon any state,
83 county, or municipal roads located within the corporate limits
84 of such municipalities, subject to the following conditions:

85 (a) Golf carts and utility vehicles must comply with the
86 operational and safety requirements in ss. 316.212 and 316.2125,
87 and with any more restrictive ordinances enacted by the local
88 governmental entity pursuant to s. 316.212(9) ~~s. 316.212(8)~~, and
89 shall be operated only by municipal employees for municipal
90 purposes, including, but not limited to, police patrol, traffic
91 enforcement, and inspection of public facilities.

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92 (b) In addition to the safety equipment required in s.
93 316.212(7) ~~s. 316.212(6)~~ and any more restrictive safety
94 equipment required by the local governmental entity pursuant to
95 s. 316.212(9) ~~s. 316.212(8)~~, such golf carts and utility
96 vehicles must be equipped with sufficient lighting and turn
97 signal equipment.

98 (3)

99 (c) All vehicles specified in this subsection must be:

100 1. Marked in a conspicuous manner with the name of the
101 delivery service.

102 2. Equipped with, at a minimum, the equipment required
103 under s. 316.212(7) ~~s. 316.212(6)~~.

104 3. Equipped with head lamps and tail lamps, in addition to
105 the safety requirements in s. 316.212(7) ~~s. 316.212(6)~~, if
106 operated after sunset.

107 **Section 13. Subsection (5) of section 316.2128, Florida**
108 **Statutes, is amended to read:**

109 316.2128 Micromobility devices, motorized scooters, and
110 miniature motorcycles; requirements.—

111 (5) A person who engages in the business of, serves in the
112 capacity of, or acts as a commercial seller of miniature
113 motorcycles in this state must prominently display at his or her
114 place of business a notice that such vehicles are not legal to
115 operate on public roads, may not be registered as motor
116 vehicles, and may not be operated on sidewalks unless authorized

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117 | by an ordinance enacted pursuant to s. 316.008(7)(a) or s.
118 | 316.212(9) ~~s. 316.212(8)~~. The required notice must also appear
119 | in all forms of advertising offering miniature motorcycles for
120 | sale. The notice and a copy of this section must also be
121 | provided to a consumer before ~~prior to~~ the consumer's purchasing
122 | or becoming obligated to purchase a miniature motorcycle.
123 |

124 | -----

125 | **T I T L E A M E N D M E N T**

126 | Between lines 36 and 37, insert:

127 | amending s. 316.212, F.S.; authorizing operation of a
128 | golf cart for the purpose of crossing certain streets
129 | and highways under certain conditions; providing
130 | penalties; amending ss. 316.1995, 316.2125, 316.2126,
131 | and 316.2128, F.S.; conforming cross-references;