

1 A bill to be entitled
2 An act relating to electric bicycles; amending s.
3 261.03, F.S.; revising the definition of the term
4 "OHM" or "off-highway motorcycle"; amending s.
5 316.003, F.S.; revising definitions relating to the
6 Florida Uniform Traffic Control Law; defining the term
7 "electric bicycle"; amending s. 316.027, F.S.;
8 revising the definition of the term "vulnerable road
9 user"; amending s. 316.083, F.S.; requiring the driver
10 of a vehicle overtaking an electric bicycle to pass
11 the electric bicycle at a certain distance; amending
12 s. 316.1995, F.S.; expanding exceptions to a
13 prohibition on persons driving certain vehicles on
14 sidewalks and bicycle paths; creating s. 316.20655,
15 F.S.; providing electric bicycle regulations;
16 providing for rights and privileges of electric
17 bicycles and operators of electric bicycles; providing
18 that electric bicycles are vehicles to the same extent
19 as bicycles; providing that electric bicycles and
20 operators of electric bicycles are not subject to
21 specified provisions; requiring manufacturers and
22 distributers, beginning on a specified date, to apply
23 a label containing certain information to each
24 electric bicycle; prohibiting persons from tampering
25 with or modifying electric bicycles for certain

26 | purposes; providing an exception; requiring electric
27 | bicycles to comply with specified provisions of law;
28 | requiring electric bicycles to operate in a manner
29 | that meets certain requirements; authorizing operators
30 | to ride electric bicycles where bicycles are allowed;
31 | authorizing municipalities, counties, and agencies to
32 | regulate the use of electric bicycles on certain
33 | paths; amending ss. 316.613, 316.614, and 320.01,
34 | F.S.; revising the definition of the term "motor
35 | vehicle"; amending s. 322.01, F.S.; revising the
36 | definitions of the terms "motor vehicle" and
37 | "vehicle"; amending ss. 324.021, 403.717, and 681.102,
38 | F.S.; revising the definition of the term "motor
39 | vehicle"; amending s. 320.08, F.S.; conforming a
40 | provision to changes made by the act; amending ss.
41 | 316.306 and 655.960, F.S.; conforming cross-
42 | references; providing an effective date.

43 |
44 | Be It Enacted by the Legislature of the State of Florida:

45 |
46 | Section 1. Subsection (4) of section 261.03, Florida
47 | Statutes, is amended to read:

48 | 261.03 Definitions.—As used in this chapter, the term:

49 | (4) "OHM" or "off-highway motorcycle" means any motor
50 | vehicle used off the roads or highways of this state that has a

51 seat or saddle for the use of the rider and is designed to
52 travel with not more than two wheels in contact with the ground,
53 but excludes a tractor, an electric bicycle, or a moped.

54 Section 2. Present subsections (22) through (104) of
55 section 316.003, Florida Statutes, are redesignated as
56 subsections (23) through (105), respectively, a new subsection
57 (22) is added to that section, and subsection (4) and present
58 subsections (41), (43), (44), (45), and (61) of that section are
59 amended, to read:

60 316.003 Definitions.—The following words and phrases, when
61 used in this chapter, shall have the meanings respectively
62 ascribed to them in this section, except where the context
63 otherwise requires:

64 (4) BICYCLE.—Every vehicle propelled solely by human
65 power, ~~and every motorized bicycle propelled by a combination of~~
66 ~~human power and an electric helper motor capable of propelling~~
67 ~~the vehicle at a speed of not more than 20 miles per hour on~~
68 ~~level ground upon which any person may ride~~, having two tandem
69 wheels, and including any device generally recognized as a
70 bicycle though equipped with two front or two rear wheels. The
71 term does not include such a vehicle with a seat height of no
72 more than 25 inches from the ground when the seat is adjusted to
73 its highest position or a scooter or similar device. ~~A person~~
74 ~~under the age of 16 may not operate or ride upon a motorized~~
75 ~~bicycle.~~

76 (22) ELECTRIC BICYCLE.—A bicycle or tricycle equipped with
77 fully operable pedals, a seat or saddle for the use of the
78 rider, and an electric motor of less than 750 watts which meets
79 the requirements of one of the following three classifications:

80 (a) "Class 1 electric bicycle" means an electric bicycle
81 equipped with a motor that provides assistance only when the
82 rider is pedaling and that ceases to provide assistance when the
83 electric bicycle reaches the speed of 20 miles per hour.

84 (b) "Class 2 electric bicycle" means an electric bicycle
85 equipped with a motor that may be used exclusively to propel the
86 electric bicycle and that ceases to provide assistance when the
87 electric bicycle reaches the speed of 20 miles per hour.

88 (c) "Class 3 electric bicycle" means an electric bicycle
89 equipped with a motor that provides assistance only when the
90 rider is pedaling and that ceases to provide assistance when the
91 electric bicycle reaches the speed of 28 miles per hour.

92 (42)-(41) MOPED.—Any vehicle with pedals to permit
93 propulsion by human power, having a seat or saddle for the use
94 of the rider and designed to travel on not more than three
95 wheels, with a motor rated not in excess of 2 brake horsepower
96 and not capable of propelling the vehicle at a speed greater
97 than 30 miles per hour on level ground and with a power-drive
98 system that functions directly or automatically without
99 clutching or shifting gears by the operator after the drive
100 system is engaged. If an internal combustion engine is used, the

101 displacement may not exceed 50 cubic centimeters. The term does
 102 not include an electric bicycle.

103 (44)-(43) MOTOR VEHICLE.—Except when used in s. 316.1001, a
 104 self-propelled vehicle not operated upon rails or guideway, but
 105 not including any bicycle, electric bicycle, motorized scooter,
 106 electric personal assistive mobility device, mobile carrier,
 107 personal delivery device, swamp buggy, or moped. For purposes of
 108 s. 316.1001, "motor vehicle" has the same meaning as provided in
 109 s. 320.01(1) (a).

110 (45)-(44) MOTORCYCLE.—Any motor vehicle having a seat or
 111 saddle for the use of the rider and designed to travel on not
 112 more than three wheels in contact with the ground. The term
 113 includes an auticycle, but does not include a tractor, a moped,
 114 an electric bicycle, or any vehicle in which the operator is
 115 enclosed by a cabin unless it meets the requirements set forth
 116 by the National Highway Traffic Safety Administration for a
 117 motorcycle.

118 (46)-(45) MOTORIZED SCOOTER.—Any vehicle or micromobility
 119 device that is powered by a motor with or without a seat or
 120 saddle for the use of the rider, which is designed to travel on
 121 not more than three wheels, and which is not capable of
 122 propelling the vehicle at a speed greater than 20 miles per hour
 123 on level ground. The term does not include an electric bicycle.

124 (62)-(61) PRIVATE ROAD OR DRIVEWAY.—Except as otherwise
 125 provided in paragraph (84) (b) ~~(83) (b)~~, any privately owned way

126 | or place used for vehicular travel by the owner and those having
 127 | express or implied permission from the owner, but not by other
 128 | persons.

129 | Section 3. Paragraph (b) of subsection (1) of section
 130 | 316.027, Florida Statutes, is amended to read:

131 | 316.027 Crash involving death or personal injuries.—

132 | (1) As used in this section, the term:

133 | (b) "Vulnerable road user" means:

134 | 1. A pedestrian, including a person actually engaged in
 135 | work upon a highway, or in work upon utility facilities along a
 136 | highway, or engaged in the provision of emergency services
 137 | within the right-of-way;

138 | 2. A person operating a bicycle, an electric bicycle, a
 139 | motorcycle, a scooter, or a moped lawfully on the roadway;

140 | 3. A person riding an animal; or

141 | 4. A person lawfully operating on a public right-of-way,
 142 | crosswalk, or shoulder of the roadway:

143 | a. A farm tractor or similar vehicle designed primarily
 144 | for farm use;

145 | b. A skateboard, roller skates, or in-line skates;

146 | c. A horse-drawn carriage;

147 | d. An electric personal assistive mobility device; or

148 | e. A wheelchair.

149 | Section 4. Subsection (1) of section 316.083, Florida
 150 | Statutes, is amended to read:

151 316.083 Overtaking and passing a vehicle.—The following
 152 rules shall govern the overtaking and passing of vehicles
 153 proceeding in the same direction, subject to those limitations,
 154 exceptions, and special rules hereinafter stated:

155 (1) The driver of a vehicle overtaking another vehicle
 156 proceeding in the same direction shall give an appropriate
 157 signal as provided for in s. 316.156, shall pass to the left
 158 thereof at a safe distance, and shall not again drive to the
 159 right side of the roadway until safely clear of the overtaken
 160 vehicle. The driver of a vehicle overtaking a bicycle or other
 161 nonmotorized vehicle, or an electric bicycle, must pass the
 162 bicycle, ~~or~~ other nonmotorized vehicle, or electric bicycle at a
 163 safe distance of not less than 3 feet between the vehicle and
 164 the bicycle, ~~or~~ other nonmotorized vehicle, or electric bicycle.

165 Section 5. Section 316.1995, Florida Statutes, is amended
 166 to read:

167 316.1995 Driving upon sidewalk or bicycle path.—

168 (1) Except as provided in s. 316.008, s. 316.20655, s.
 169 316.212(8), or s. 316.2128, a person may not drive any vehicle
 170 other than by human power upon a bicycle path, sidewalk, or
 171 sidewalk area, except upon a permanent or duly authorized
 172 temporary driveway.

173 (2) A violation of this section is a noncriminal traffic
 174 infraction, punishable as a moving violation as provided in
 175 chapter 318.

176 (3) This section does not apply to motorized wheelchairs.
177 Section 6. Section 316.20655, Florida Statutes, is created
178 to read:

179 316.20655 Electric bicycle regulations.—

180 (1) Except as otherwise provided in this section, an
181 electric bicycle or an operator of an electric bicycle shall be
182 afforded all the rights and privileges, and be subject to all of
183 the duties, of a bicycle or the operator of a bicycle, including
184 s. 316.2065. An electric bicycle is a vehicle to the same extent
185 as a bicycle.

186 (2) An electric bicycle or an operator of an electric
187 bicycle is not subject to the provisions of law relating to
188 financial responsibility, driver or motor vehicle licenses,
189 vehicle registration, title certificates, off-highway
190 motorcycles, or off-highway vehicles.

191 (3) Beginning on January 1, 2021, manufacturers and
192 distributors of electric bicycles shall apply a label that is
193 permanently affixed in a prominent location to each electric
194 bicycle. The label must contain the classification number, top
195 assisted speed, and motor wattage of the electric bicycle.

196 (4) A person may not tamper with or modify an electric
197 bicycle so as to change the motor-powered speed capability or
198 engagement of an electric bicycle, unless the label indicating
199 the classification number required in subsection (3) is replaced
200 after such modification.

201 (5) An electric bicycle must comply with the equipment and
202 manufacturing requirements for bicycles adopted by the United
203 States Consumer Product Safety Commission under 16 C.F.R. part
204 1512.

205 (6) An electric bicycle must operate in a manner so that
206 the electric motor is disengaged or ceases to function when the
207 rider stops pedaling or when the brakes are applied.

208 (7) (a) An operator may ride an electric bicycle where
209 bicycles are allowed, including, but not limited to, streets,
210 highways, roadways, shoulders, bicycle lanes, and bicycle or
211 multiuse paths.

212 (b) Following notice and a public hearing, a municipality,
213 county, or agency of the state having jurisdiction over a
214 bicycle or multiuse path may restrict or prohibit the operation
215 of an electric bicycle on the path if the municipality, county,
216 or agency finds that such a restriction is necessary in the
217 interest of public safety or to comply with other laws or legal
218 obligations.

219 Section 7. Paragraph (e) of subsection (2) of section
220 316.613, Florida Statutes, is amended to read:

221 316.613 Child restraint requirements.—

222 (2) As used in this section, the term "motor vehicle"
223 means a motor vehicle as defined in s. 316.003 that is operated
224 on the roadways, streets, and highways of the state. The term
225 does not include:

226 (e) A motorcycle, a moped, a ~~ex~~ bicycle, or an electric
 227 bicycle.

228 Section 8. Paragraph (a) of subsection (3) of section
 229 316.614, Florida Statutes, is amended to read:

230 316.614 Safety belt usage.—

231 (3) As used in this section:

232 (a) "Motor vehicle" means a motor vehicle as defined in s.
 233 316.003 which is operated on the roadways, streets, and highways
 234 of this state. The term does not include:

235 1. A school bus.

236 2. A bus used for the transportation of persons for
 237 compensation.

238 3. A farm tractor or implement of husbandry.

239 4. A truck having a gross vehicle weight rating of more
 240 than 26,000 pounds.

241 5. A motorcycle, a moped, a ~~ex~~ bicycle, or an electric
 242 bicycle.

243 Section 9. Paragraph (a) of subsection (1) of section
 244 320.01, Florida Statutes, is amended to read:

245 320.01 Definitions, general.—As used in the Florida
 246 Statutes, except as otherwise provided, the term:

247 (1) "Motor vehicle" means:

248 (a) An automobile, motorcycle, truck, trailer,
 249 semitrailer, truck tractor and semitrailer combination, or any
 250 other vehicle operated on the roads of this state, used to

251 transport persons or property, and propelled by power other than
 252 muscular power, but the term does not include traction engines,
 253 road rollers, motorized scooters, micromobility devices,
 254 personal delivery devices and mobile carriers as defined in s.
 255 316.003, special mobile equipment as defined in s. 316.003,
 256 vehicles that run only upon a track, bicycles, electric
 257 bicycles, swamp buggies, or mopeds.

258 Section 10. Subsections (27) and (44) of section 322.01,
 259 Florida Statutes, are amended to read:

260 322.01 Definitions.—As used in this chapter:

261 (27) "Motor vehicle" means any self-propelled vehicle,
 262 including a motor vehicle combination, not operated upon rails
 263 or guideway, excluding vehicles moved solely by human power,
 264 motorized wheelchairs, and electric ~~motorized~~ bicycles as
 265 defined in s. 316.003.

266 (44) "Vehicle" means every device in, upon, or by which
 267 any person or property is or may be transported or drawn upon a
 268 public highway or operated upon rails or guideway, except a
 269 bicycle, motorized wheelchair, or electric ~~motorized~~ bicycle.

270 Section 11. Subsection (1) of section 324.021, Florida
 271 Statutes, is amended to read:

272 324.021 Definitions; minimum insurance required.—The
 273 following words and phrases when used in this chapter shall, for
 274 the purpose of this chapter, have the meanings respectively
 275 ascribed to them in this section, except in those instances

276 | where the context clearly indicates a different meaning:

277 | (1) MOTOR VEHICLE.—Every self-propelled vehicle that is
 278 | designed and required to be licensed for use upon a highway,
 279 | including trailers and semitrailers designed for use with such
 280 | vehicles, except traction engines, road rollers, farm tractors,
 281 | power shovels, and well drillers, and every vehicle that is
 282 | propelled by electric power obtained from overhead wires but not
 283 | operated upon rails, but not including any personal delivery
 284 | device or mobile carrier as defined in s. 316.003, bicycle,
 285 | electric bicycle, or moped. However, the term "motor vehicle"
 286 | does not include a motor vehicle as defined in s. 627.732(3)
 287 | when the owner of such vehicle has complied with the
 288 | requirements of ss. 627.730-627.7405, inclusive, unless the
 289 | provisions of s. 324.051 apply; and, in such case, the
 290 | applicable proof of insurance provisions of s. 320.02 apply.

291 | Section 12. Paragraph (b) of subsection (1) of section
 292 | 403.717, Florida Statutes, is amended to read:

293 | 403.717 Waste tire and lead-acid battery requirements.—

294 | (1) For purposes of this section and ss. 403.718 and
 295 | 403.7185:

296 | (b) "Motor vehicle" means an automobile, motorcycle,
 297 | truck, trailer, semitrailer, truck tractor and semitrailer
 298 | combination, or any other vehicle operated in this state, used
 299 | to transport persons or property and propelled by power other
 300 | than muscular power. The term does not include traction engines,

301 road rollers, vehicles that run only upon a track, bicycles,
 302 electric bicycles, mopeds, or farm tractors and trailers.

303 Section 13. Subsection (14) of section 681.102, Florida
 304 Statutes, is amended to read:

305 681.102 Definitions.—As used in this chapter, the term:

306 (14) "Motor vehicle" means a new vehicle, propelled by
 307 power other than muscular power, which is sold in this state to
 308 transport persons or property, and includes a recreational
 309 vehicle or a vehicle used as a demonstrator or leased vehicle if
 310 a manufacturer's warranty was issued as a condition of sale, or
 311 the lessee is responsible for repairs, but does not include
 312 vehicles run only upon tracks, off-road vehicles, trucks over
 313 10,000 pounds gross vehicle weight, motorcycles, mopeds,
 314 electric bicycles, or the living facilities of recreational
 315 vehicles. "Living facilities of recreational vehicles" are those
 316 portions designed, used, or maintained primarily as living
 317 quarters and include, but are not limited to, the flooring,
 318 plumbing system and fixtures, roof air conditioner, furnace,
 319 generator, electrical systems other than automotive circuits,
 320 the side entrance door, exterior compartments, and windows other
 321 than the windshield and driver and front passenger windows.

322 Section 14. Section 320.08, Florida Statutes, is amended
 323 to read:

324 320.08 License taxes.—Except as otherwise provided herein,
 325 there are hereby levied and imposed annual license taxes for the

326 operation of motor vehicles, mopeds, ~~motorized bicycles as~~
 327 ~~defined in s. 316.003(4)~~, tri-vehicles as defined in s. 316.003,
 328 and mobile homes as defined in s. 320.01, which shall be paid to
 329 and collected by the department or its agent upon the
 330 registration or renewal of registration of the following:

331 (1) MOTORCYCLES AND MOPEDS.—

332 (a) Any motorcycle: \$10 flat.

333 (b) Any moped: \$5 flat.

334 (c) Upon registration of a motorcycle, motor-driven cycle,
 335 or moped, in addition to the license taxes specified in this
 336 subsection, a nonrefundable motorcycle safety education fee in
 337 the amount of \$2.50 shall be paid. The proceeds of such
 338 additional fee shall be deposited in the Highway Safety
 339 Operating Trust Fund to fund a motorcycle driver improvement
 340 program implemented pursuant to s. 322.025, the Florida
 341 Motorcycle Safety Education Program established in s. 322.0255,
 342 or the general operations of the department.

343 (d) An ancient or antique motorcycle: \$7.50 flat.

344 (2) AUTOMOBILES OR TRI-VEHICLES FOR PRIVATE USE.—

345 (a) An ancient or antique automobile, as defined in s.
 346 320.086, or a street rod, as defined in s. 320.0863: \$7.50 flat.

347 (b) Net weight of less than 2,500 pounds: \$14.50 flat.

348 (c) Net weight of 2,500 pounds or more, but less than
 349 3,500 pounds: \$22.50 flat.

350 (d) Net weight of 3,500 pounds or more: \$32.50 flat.

- 351 (3) TRUCKS.—
- 352 (a) Net weight of less than 2,000 pounds: \$14.50 flat.
- 353 (b) Net weight of 2,000 pounds or more, but not more than
- 354 3,000 pounds: \$22.50 flat.
- 355 (c) Net weight more than 3,000 pounds, but not more than
- 356 5,000 pounds: \$32.50 flat.
- 357 (d) A truck defined as a "goat," or other vehicle if used
- 358 in the field by a farmer or in the woods for the purpose of
- 359 harvesting a crop, including naval stores, during such
- 360 harvesting operations, and which is not principally operated
- 361 upon the roads of the state: \$7.50 flat. The term "goat" means a
- 362 motor vehicle designed, constructed, and used principally for
- 363 the transportation of citrus fruit within citrus groves or for
- 364 the transportation of crops on farms, and which can also be used
- 365 for hauling associated equipment or supplies, including required
- 366 sanitary equipment, and the towing of farm trailers.
- 367 (e) An ancient or antique truck, as defined in s. 320.086:
- 368 \$7.50 flat.
- 369 (4) HEAVY TRUCKS, TRUCK TRACTORS, FEES ACCORDING TO GROSS
- 370 VEHICLE WEIGHT.—
- 371 (a) Gross vehicle weight of 5,001 pounds or more, but less
- 372 than 6,000 pounds: \$60.75 flat.
- 373 (b) Gross vehicle weight of 6,000 pounds or more, but less
- 374 than 8,000 pounds: \$87.75 flat.
- 375 (c) Gross vehicle weight of 8,000 pounds or more, but less

376 | than 10,000 pounds: \$103 flat.

377 | (d) Gross vehicle weight of 10,000 pounds or more, but
378 | less than 15,000 pounds: \$118 flat.

379 | (e) Gross vehicle weight of 15,000 pounds or more, but
380 | less than 20,000 pounds: \$177 flat.

381 | (f) Gross vehicle weight of 20,000 pounds or more, but
382 | less than 26,001 pounds: \$251 flat.

383 | (g) Gross vehicle weight of 26,001 pounds or more, but
384 | less than 35,000: \$324 flat.

385 | (h) Gross vehicle weight of 35,000 pounds or more, but
386 | less than 44,000 pounds: \$405 flat.

387 | (i) Gross vehicle weight of 44,000 pounds or more, but
388 | less than 55,000 pounds: \$773 flat.

389 | (j) Gross vehicle weight of 55,000 pounds or more, but
390 | less than 62,000 pounds: \$916 flat.

391 | (k) Gross vehicle weight of 62,000 pounds or more, but
392 | less than 72,000 pounds: \$1,080 flat.

393 | (l) Gross vehicle weight of 72,000 pounds or more: \$1,322
394 | flat.

395 | (m) Notwithstanding the declared gross vehicle weight, a
396 | truck tractor used within the state or within a 150-mile radius
397 | of its home address is eligible for a license plate for a fee of
398 | \$324 flat if:

399 | 1. The truck tractor is used exclusively for hauling
400 | forestry products; or

401 2. The truck tractor is used primarily for the hauling of
402 forestry products, and is also used for the hauling of
403 associated forestry harvesting equipment used by the owner of
404 the truck tractor.

405 (n) A truck tractor or heavy truck, not operated as a for-
406 hire vehicle and which is engaged exclusively in transporting
407 raw, unprocessed, and nonmanufactured agricultural or
408 horticultural products within the state or within a 150-mile
409 radius of its home address is eligible for a restricted license
410 plate for a fee of:

411 1. If such vehicle's declared gross vehicle weight is less
412 than 44,000 pounds, \$87.75 flat.

413 2. If such vehicle's declared gross vehicle weight is
414 44,000 pounds or more and such vehicle only transports from the
415 point of production to the point of primary manufacture; to the
416 point of assembling the same; or to a shipping point of a rail,
417 water, or motor transportation company, \$324 flat.

418
419 Such not-for-hire truck tractors and heavy trucks used
420 exclusively in transporting raw, unprocessed, and
421 nonmanufactured agricultural or horticultural products may be
422 incidentally used to haul farm implements and fertilizers
423 delivered direct to the growers. The department may require any
424 documentation deemed necessary to determine eligibility before
425 issuance of this license plate. For the purpose of this

426 paragraph, "not-for-hire" means the owner of the motor vehicle
 427 must also be the owner of the raw, unprocessed, and
 428 nonmanufactured agricultural or horticultural product, or the
 429 user of the farm implements and fertilizer being delivered.

430 (5) SEMITRAILERS, FEES ACCORDING TO GROSS VEHICLE WEIGHT;
 431 SCHOOL BUSES; SPECIAL PURPOSE VEHICLES.—

432 (a)1. A semitrailer drawn by a GVW truck tractor by means
 433 of a fifth-wheel arrangement: \$13.50 flat per registration year
 434 or any part thereof.

435 2. A semitrailer drawn by a GVW truck tractor by means of
 436 a fifth-wheel arrangement: \$68 flat per permanent registration.

437 (b) A motor vehicle equipped with machinery and designed
 438 for the exclusive purpose of well drilling, excavation,
 439 construction, spraying, or similar activity, and which is not
 440 designed or used to transport loads other than the machinery
 441 described above over public roads: \$44 flat.

442 (c) A school bus used exclusively to transport pupils to
 443 and from school or school or church activities or functions
 444 within their own county: \$41 flat.

445 (d) A wrecker, as defined in s. 320.01, which is used to
 446 tow a vessel as defined in s. 327.02, a disabled, abandoned,
 447 stolen-recovered, or impounded motor vehicle as defined in s.
 448 320.01, or a replacement motor vehicle as defined in s. 320.01:
 449 \$41 flat.

450 (e) A wrecker that is used to tow any nondisabled motor

451 vehicle, a vessel, or any other cargo unless used as defined in
 452 paragraph (d), as follows:

453 1. Gross vehicle weight of 10,000 pounds or more, but less
 454 than 15,000 pounds: \$118 flat.

455 2. Gross vehicle weight of 15,000 pounds or more, but less
 456 than 20,000 pounds: \$177 flat.

457 3. Gross vehicle weight of 20,000 pounds or more, but less
 458 than 26,000 pounds: \$251 flat.

459 4. Gross vehicle weight of 26,000 pounds or more, but less
 460 than 35,000 pounds: \$324 flat.

461 5. Gross vehicle weight of 35,000 pounds or more, but less
 462 than 44,000 pounds: \$405 flat.

463 6. Gross vehicle weight of 44,000 pounds or more, but less
 464 than 55,000 pounds: \$772 flat.

465 7. Gross vehicle weight of 55,000 pounds or more, but less
 466 than 62,000 pounds: \$915 flat.

467 8. Gross vehicle weight of 62,000 pounds or more, but less
 468 than 72,000 pounds: \$1,080 flat.

469 9. Gross vehicle weight of 72,000 pounds or more: \$1,322
 470 flat.

471 (f) A hearse or ambulance: \$40.50 flat.

472 (6) MOTOR VEHICLES FOR HIRE.—

473 (a) Under nine passengers: \$17 flat plus \$1.50 per cwt.

474 (b) Nine passengers and over: \$17 flat plus \$2 per cwt.

475 (7) TRAILERS FOR PRIVATE USE.—

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- 476 (a) Any trailer weighing 500 pounds or less: \$6.75 flat
 477 per year or any part thereof.
- 478 (b) Net weight over 500 pounds: \$3.50 flat plus \$1 per
 479 cwt.
- 480 (8) TRAILERS FOR HIRE.—
- 481 (a) Net weight under 2,000 pounds: \$3.50 flat plus \$1.50
 482 per cwt.
- 483 (b) Net weight 2,000 pounds or more: \$13.50 flat plus
 484 \$1.50 per cwt.
- 485 (9) RECREATIONAL VEHICLE-TYPE UNITS.—
- 486 (a) A travel trailer or fifth-wheel trailer, as defined by
 487 s. 320.01(1)(b), that does not exceed 35 feet in length: \$27
 488 flat.
- 489 (b) A camping trailer, as defined by s. 320.01(1)(b)2.:
 490 \$13.50 flat.
- 491 (c) A motor home, as defined by s. 320.01(1)(b)4.:
- 492 1. Net weight of less than 4,500 pounds: \$27 flat.
- 493 2. Net weight of 4,500 pounds or more: \$47.25 flat.
- 494 (d) A truck camper as defined by s. 320.01(1)(b)3.:
- 495 1. Net weight of less than 4,500 pounds: \$27 flat.
- 496 2. Net weight of 4,500 pounds or more: \$47.25 flat.
- 497 (e) A private motor coach as defined by s. 320.01(1)(b)5.:
- 498 1. Net weight of less than 4,500 pounds: \$27 flat.
- 499 2. Net weight of 4,500 pounds or more: \$47.25 flat.
- 500 (10) PARK TRAILERS; TRAVEL TRAILERS; FIFTH-WHEEL TRAILERS;

501 35 FEET TO 40 FEET.—

502 (a) *Park trailers.*—Any park trailer, as defined in s.
503 320.01(1)(b)7.: \$25 flat.

504 (b) *Travel trailers or fifth-wheel trailers.*—A travel
505 trailer or fifth-wheel trailer, as defined in s. 320.01(1)(b),
506 that exceeds 35 feet: \$25 flat.

507 (11) MOBILE HOMES.—

508 (a) A mobile home not exceeding 35 feet in length: \$20
509 flat.

510 (b) A mobile home over 35 feet in length, but not
511 exceeding 40 feet: \$25 flat.

512 (c) A mobile home over 40 feet in length, but not
513 exceeding 45 feet: \$30 flat.

514 (d) A mobile home over 45 feet in length, but not
515 exceeding 50 feet: \$35 flat.

516 (e) A mobile home over 50 feet in length, but not
517 exceeding 55 feet: \$40 flat.

518 (f) A mobile home over 55 feet in length, but not
519 exceeding 60 feet: \$45 flat.

520 (g) A mobile home over 60 feet in length, but not
521 exceeding 65 feet: \$50 flat.

522 (h) A mobile home over 65 feet in length: \$80 flat.

523 (12) DEALER AND MANUFACTURER LICENSE PLATES.—A franchised
524 motor vehicle dealer, independent motor vehicle dealer, marine
525 boat trailer dealer, or mobile home dealer and manufacturer

526 license plate: \$17 flat.

527 (13) EXEMPT OR OFFICIAL LICENSE PLATES.—Any exempt or
 528 official license plate: \$4 flat, except that the registration or
 529 renewal of a registration of a marine boat trailer exempt under
 530 s. 320.102 is not subject to any license tax.

531 (14) LOCALLY OPERATED MOTOR VEHICLES FOR HIRE.—A motor
 532 vehicle for hire operated wholly within a city or within 25
 533 miles thereof: \$17 flat plus \$2 per cwt.

534 (15) TRANSPORTER.—Any transporter license plate issued to
 535 a transporter pursuant to s. 320.133: \$101.25 flat.

536 Section 15. Paragraph (a) of subsection (3) of section
 537 316.306, Florida Statutes, is amended to read:

538 316.306 School and work zones; prohibition on the use of a
 539 wireless communications device in a handheld manner.—

540 (3)(a)1. A person may not operate a motor vehicle while
 541 using a wireless communications device in a handheld manner in a
 542 designated school crossing, school zone, or work zone area as
 543 defined in s. 316.003(105) ~~s. 316.003(104)~~. This subparagraph
 544 shall only be applicable to work zone areas if construction
 545 personnel are present or are operating equipment on the road or
 546 immediately adjacent to the work zone area. For the purposes of
 547 this paragraph, a motor vehicle that is stationary is not being
 548 operated and is not subject to the prohibition in this
 549 paragraph.

550 2.a. During the period from October 1, 2019, through

551 December 31, 2019, a law enforcement officer may stop motor
 552 vehicles to issue verbal or written warnings to persons who are
 553 in violation of subparagraph 1. for the purposes of informing
 554 and educating such persons of this section. This sub-
 555 subparagraph shall stand repealed on October 1, 2020.

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

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

562 655.960 Definitions; ss. 655.960-655.965.—As used in this
 563 section and ss. 655.961-655.965, unless the context otherwise
 564 requires:

565 (1) "Access area" means any paved walkway or sidewalk
 566 which is within 50 feet of any automated teller machine. The
 567 term does not include any street or highway open to the use of
 568 the public, as defined in s. 316.003(84) (a) or (b) ~~s.~~
 569 ~~316.003(83) (a) or (b)~~, including any adjacent sidewalk, as
 570 defined in s. 316.003.

571 Section 17. This act shall take effect July 1, 2020.