A bill to be entitled
An act relating to the Move Over Act; amending s. 316.003, F.S.; defining the term "utility service vehicle"; amending s. 316.126, F.S.; requiring a driver to move over for a utility service vehicle on the roadside under certain circumstances; making technical changes; providing an effective date.

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

Section 1. Subsection (92) is added to section 316.003, Florida Statutes, to read:

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

(92) UTILITY SERVICE VEHICLE.—A motor vehicle that bears an emblem that is visible from the roadway and clearly identifies that the vehicle belongs to or is under contract with a person, entity, cooperative, board, commission, district, or unit of local government that provides electric, natural gas, water, wastewater, cable, telephone, or communications services.

Section 2. Section 316.126, Florida Statutes, is amended to read:

316.126 Operation of vehicles and actions of pedestrians on approach of an authorized emergency or utility service

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vehicle.—

(1)(a) Upon the immediate approach of an authorized emergency vehicle, while en route to meet an existing emergency, the driver of every other vehicle shall, when such emergency vehicle is giving audible signals by siren, exhaust whistle, or other adequate device, or visible signals by the use of displayed blue or red lights, yield the right-of-way to the emergency vehicle and shall immediately proceed to a position parallel to, and as close as reasonable to the closest edge of the curb of the roadway, clear of any intersection and shall stop and remain in position until the authorized emergency vehicle has passed, unless otherwise directed by any law enforcement officer.

(b) If an authorized emergency vehicle displaying making use of any visual signals is parked on the roadside, a utility service vehicle is performing a task related to the provision of utility services on the roadside, or a wrecker displaying amber rotating or flashing lights is performing a recovery or loading on the roadside, the driver of every other vehicle, as soon as it is safe:

1. Shall vacate the lane closest to the emergency vehicle, utility service vehicle, or wrecker when driving on an interstate highway or other highway with two or more lanes traveling in the direction of the emergency vehicle, utility service vehicle, or wrecker, except when otherwise directed by a law enforcement officer. If such movement cannot be safely

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accomplished, the driver shall reduce speed as provided in
subparagraph 2.

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

(c) The Department of Highway Safety and Motor Vehicles
shall provide an educational awareness campaign informing the
motoring public about the Move Over Act. The department shall
provide information about the Move Over Act in all newly printed
driver license educational materials after July 1, 2002.

This section does not relieve the driver of an authorized
emergency vehicle from the duty to drive with due regard for the
safety of all persons using the highway.

(2) Every pedestrian using the road right-of-way shall
yield the right-of-way until the authorized emergency vehicle
has passed, unless otherwise directed by a law enforcement any
police officer.

(3) Any authorized emergency vehicle, when en route to
meet an existing emergency, shall warn all other vehicular
traffic along the emergency route by an audible signal, siren,
exhaust whistle, or other adequate device or by a visible signal
by the use of displayed blue or red lights. While en route to
such emergency, the emergency vehicle shall otherwise proceed in
a manner consistent with the laws regulating vehicular traffic
upon the highways of this state.

(4) This section does not Nothing herein contained shall
diminish or enlarge any rules of evidence or liability in any
case involving the operation of an emergency vehicle.

(5) This section does shall not operate to relieve the
driver of an authorized emergency vehicle from the duty to drive
with due regard for the safety of all persons using the highway.

(6) A violation of this section is a noncriminal traffic
infraction, punishable pursuant to chapter 318 as either a
moving violation for infractions of subsection (1) or subsection
(3), or as a pedestrian violation for infractions of subsection
(2).

Section 3. This act shall take effect July 1, 2014.