

1 A bill to be entitled
 2 An act relating to off-highway vehicles; amending ss.
 3 261.03 and 317.0003, F.S.; redefining the terms "ATV"
 4 and "ROV" to increase the authorized width and dry
 5 weight of such vehicles; amending s. 316.2074, F.S.;
 6 redefining the term "all-terrain vehicle" to increase
 7 the authorized width and dry weight of the vehicle;
 8 reenacting s. 316.2123(1), F.S., relating to the
 9 operation of an ATV on certain roadways; reenacting s.
 10 316.21265(1), F.S., relating to the use of certain
 11 vehicles by law enforcement agencies; providing an
 12 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. Subsections (2) and (8) of section 261.03,
 17 Florida Statutes, are amended to read:

18 261.03 Definitions.—As used in this chapter, the term:

19 (2) "ATV" means any motorized off-highway or all-terrain
 20 vehicle 55 ~~50~~ inches or less in width which has,~~having~~ a dry
 21 weight of 1,500 ~~1,200~~ pounds or less, is designed to travel on
 22 three or more nonhighway tires, and is manufactured for
 23 recreational use by one or more persons.

24 (8) "ROV" means any motorized recreational off-highway
 25 vehicle 80 ~~65~~ inches or less in width which has,~~having~~ a dry

26 | weight of 2,500 ~~2,000~~ pounds or less, is designed to travel on
 27 | four or more nonhighway tires, and is manufactured for
 28 | recreational use by one or more persons. The term "~~ROV~~" does not
 29 | include a golf cart as defined in ss. 316.003 and 320.01 or a
 30 | low-speed vehicle as defined in s. 320.01.

31 | Section 2. Subsection (2) of section 316.2074, Florida
 32 | Statutes, is amended to read:

33 | 316.2074 All-terrain vehicles.—

34 | (2) As used in this section, the term "all-terrain
 35 | vehicle" means any motorized off-highway vehicle 55 ~~50~~ inches or
 36 | less in width which has,~~having~~ a dry weight of 1,500 ~~1,200~~
 37 | pounds or less, is designed to travel on three or more
 38 | nonhighway tires, and is manufactured for recreational use by
 39 | one or more persons. For the purposes of this section, "all-
 40 | terrain vehicle" also includes a "two-rider ATV" as defined in
 41 | s. 317.0003.

42 | Section 3. Subsections (1) and (9) of section 317.0003,
 43 | Florida Statutes, are amended to read:

44 | 317.0003 Definitions.—As used in this chapter, the term:

45 | (1) "ATV" means any motorized off-highway or all-terrain
 46 | vehicle 55 ~~50~~ inches or less in width which has,~~having~~ a dry
 47 | weight of 1,500 ~~1,200~~ pounds or less, is designed to travel on
 48 | three or more nonhighway tires, and is manufactured for
 49 | recreational use by one or more persons.

50 | (9) "ROV" means any motorized recreational off-highway

51 vehicle 80 ~~65~~ inches or less in width which has,~~having~~ a dry
52 weight of 2,500 ~~2,000~~ pounds or less, is designed to travel on
53 four or more nonhighway tires, and is manufactured for
54 recreational use by one or more persons. The term "~~POV~~" does not
55 include a golf cart as defined in ss. 316.003 and 320.01 or a
56 low-speed vehicle as defined in s. 320.01.

57 Section 4. For the purpose of incorporating the amendment
58 made by this act to section 317.0003, Florida Statutes, in a
59 reference thereto, subsection (1) of section 316.2123, Florida
60 Statutes, is reenacted to read:

61 316.2123 Operation of an ATV on certain roadways.—

62 (1) The operation of an ATV, as defined in s. 317.0003,
63 upon the public roads or streets of this state is prohibited,
64 except that an ATV may be operated during the daytime on an
65 unpaved roadway where the posted speed limit is less than 35
66 miles per hour.

67 Section 5. For the purpose of incorporating the amendment
68 made by this act to section 316.2074, Florida Statutes, in a
69 reference thereto, subsection (1) of section 316.21265, Florida
70 Statutes, is reenacted to read:

71 316.21265 Use of all-terrain vehicles, golf carts, low-
72 speed vehicles, or utility vehicles by law enforcement
73 agencies.—

74 (1) Notwithstanding any provision of law to the contrary,
75 any law enforcement agency in this state may operate all-terrain

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76 | vehicles as defined in s. 316.2074, golf carts as defined in s.
77 | 320.01, low-speed vehicles as defined in s. 320.01, or utility
78 | vehicles as defined in s. 320.01 on any street, road, or highway
79 | in this state while carrying out its official duties.

80 | Section 6. This act shall take effect July 1, 2019.