

By Senator Brandes

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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

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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

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

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

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

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

87 (c) "Class 3 electric bicycle" means an electric bicycle

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88 equipped with a motor that provides assistance only when the  
89 rider is pedaling and that ceases to provide assistance when the  
90 electric bicycle reaches the speed of 28 miles per hour.

91 (42)~~(41)~~ MOPED.—Any vehicle with pedals to permit  
92 propulsion by human power, having a seat or saddle for the use  
93 of the rider and designed to travel on not more than three  
94 wheels, with a motor rated not in excess of 2 brake horsepower  
95 and not capable of propelling the vehicle at a speed greater  
96 than 30 miles per hour on level ground and with a power-drive  
97 system that functions directly or automatically without  
98 clutching or shifting gears by the operator after the drive  
99 system is engaged. If an internal combustion engine is used, the  
100 displacement may not exceed 50 cubic centimeters. The term does  
101 not include an electric bicycle.

102 (44)~~(43)~~ MOTOR VEHICLE.—Except when used in s. 316.1001, a  
103 self-propelled vehicle not operated upon rails or guideway, but  
104 not including any bicycle, electric bicycle, motorized scooter,  
105 electric personal assistive mobility device, mobile carrier,  
106 personal delivery device, swamp buggy, or moped. For purposes of  
107 s. 316.1001, “motor vehicle” has the same meaning as provided in  
108 s. 320.01(1)(a).

109 (45)~~(44)~~ MOTORCYCLE.—Any motor vehicle having a seat or  
110 saddle for the use of the rider and designed to travel on not  
111 more than three wheels in contact with the ground. The term  
112 includes an autocytle, but does not include a tractor, a moped,  
113 an electric bicycle, or any vehicle in which the operator is  
114 enclosed by a cabin unless it meets the requirements set forth  
115 by the National Highway Traffic Safety Administration for a  
116 motorcycle.

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117        ~~(46)~~~~(45)~~ MOTORIZED SCOOTER.—Any vehicle or micromobility  
 118 device that is powered by a motor with or without a seat or  
 119 saddle for the use of the rider, which is designed to travel on  
 120 not more than three wheels, and which is not capable of  
 121 propelling the vehicle at a speed greater than 20 miles per hour  
 122 on level ground. The term does not include an electric bicycle.

123        ~~(62)~~~~(61)~~ PRIVATE ROAD OR DRIVEWAY.—Except as otherwise  
 124 provided in paragraph (84) (b) ~~(83) (b)~~, any privately owned way  
 125 or place used for vehicular travel by the owner and those having  
 126 express or implied permission from the owner, but not by other  
 127 persons.

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

130        316.027 Crash involving death or personal injuries.—

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

132        (b) "Vulnerable road user" means:

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

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

139        3. A person riding an animal; or

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

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

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

145        c. A horse-drawn carriage;

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146 d. An electric personal assistive mobility device; or  
147 e. A wheelchair.

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

150 316.083 Overtaking and passing a vehicle.—The following  
151 rules shall govern the overtaking and passing of vehicles  
152 proceeding in the same direction, subject to those limitations,  
153 exceptions, and special rules hereinafter stated:

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

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

166 316.1995 Driving upon sidewalk or bicycle path.—

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

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

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175 (3) This section does not apply to motorized wheelchairs.

176 Section 6. Section 316.20655, Florida Statutes, is created  
177 to read:

178 316.20655 Electric bicycle regulations.-

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

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

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

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

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

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

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

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

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

220       316.613 Child restraint requirements.—

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

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

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

229       316.614 Safety belt usage.—

230       (3) As used in this section:

231       (a) “Motor vehicle” means a motor vehicle as defined in s.  
232 316.003 which is operated on the roadways, streets, and highways



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233 of this state. The term does not include:

234 1. A school bus.

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

237 3. A farm tractor or implement of husbandry.

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

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

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

244 320.01 Definitions, general.—As used in the Florida  
245 Statutes, except as otherwise provided, the term:

246 (1) "Motor vehicle" means:

247 (a) An automobile, motorcycle, truck, trailer, semitrailer,  
248 truck tractor and semitrailer combination, or any other vehicle  
249 operated on the roads of this state, used to transport persons  
250 or property, and propelled by power other than muscular power,  
251 but the term does not include traction engines, road rollers,  
252 motorized scooters, micromobility devices, personal delivery  
253 devices and mobile carriers as defined in s. 316.003, special  
254 mobile equipment as defined in s. 316.003, vehicles that run  
255 only upon a track, bicycles, electric bicycles, swamp buggies,  
256 or mopeds.

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

259 322.01 Definitions.—As used in this chapter:

260 (27) "Motor vehicle" means any self-propelled vehicle,  
261 including a motor vehicle combination, not operated upon rails

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262 or guideway, excluding vehicles moved solely by human power,  
263 motorized wheelchairs, and electric ~~motorized~~ bicycles as  
264 defined in s. 316.003.

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

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

271 324.021 Definitions; minimum insurance required.—The  
272 following words and phrases when used in this chapter shall, for  
273 the purpose of this chapter, have the meanings respectively  
274 ascribed to them in this section, except in those instances  
275 where the context clearly indicates a different meaning:

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

290 Section 12. Paragraph (b) of subsection (1) of section

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291 403.717, Florida Statutes, is amended to read:

292 403.717 Waste tire and lead-acid battery requirements.—

293 (1) For purposes of this section and ss. 403.718 and

294 403.7185:

295 (b) "Motor vehicle" means an automobile, motorcycle, truck,  
296 trailer, semitrailer, truck tractor and semitrailer combination,  
297 or any other vehicle operated in this state, used to transport  
298 persons or property and propelled by power other than muscular  
299 power. The term does not include traction engines, road rollers,  
300 vehicles that run only upon a track, bicycles, electric  
301 bicycles, mopeds, or farm tractors and trailers.

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

304 681.102 Definitions.—As used in this chapter, the term:

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

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320 than the windshield and driver and front passenger windows.

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

323 320.08 License taxes.—Except as otherwise provided herein,  
324 there are hereby levied and imposed annual license taxes for the  
325 operation of motor vehicles, mopeds, ~~motorized bicycles as~~  
326 ~~defined in s. 316.003(4)~~, tri-vehicles as defined in s. 316.003,  
327 and mobile homes as defined in s. 320.01, which shall be paid to  
328 and collected by the department or its agent upon the  
329 registration or renewal of registration of the following:

330 (1) MOTORCYCLES AND MOPEDS.—

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

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

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

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

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

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

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

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

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- 349 (d) Net weight of 3,500 pounds or more: \$32.50 flat.
- 350 (3) TRUCKS.—
- 351 (a) Net weight of less than 2,000 pounds: \$14.50 flat.
- 352 (b) Net weight of 2,000 pounds or more, but not more than
- 353 3,000 pounds: \$22.50 flat.
- 354 (c) Net weight more than 3,000 pounds, but not more than
- 355 5,000 pounds: \$32.50 flat.
- 356 (d) A truck defined as a "goat," or other vehicle if used
- 357 in the field by a farmer or in the woods for the purpose of
- 358 harvesting a crop, including naval stores, during such
- 359 harvesting operations, and which is not principally operated
- 360 upon the roads of the state: \$7.50 flat. The term "goat" means a
- 361 motor vehicle designed, constructed, and used principally for
- 362 the transportation of citrus fruit within citrus groves or for
- 363 the transportation of crops on farms, and which can also be used
- 364 for hauling associated equipment or supplies, including required
- 365 sanitary equipment, and the towing of farm trailers.
- 366 (e) An ancient or antique truck, as defined in s. 320.086:
- 367 \$7.50 flat.
- 368 (4) HEAVY TRUCKS, TRUCK TRACTORS, FEES ACCORDING TO GROSS
- 369 VEHICLE WEIGHT.—
- 370 (a) Gross vehicle weight of 5,001 pounds or more, but less
- 371 than 6,000 pounds: \$60.75 flat.
- 372 (b) Gross vehicle weight of 6,000 pounds or more, but less
- 373 than 8,000 pounds: \$87.75 flat.
- 374 (c) Gross vehicle weight of 8,000 pounds or more, but less
- 375 than 10,000 pounds: \$103 flat.
- 376 (d) Gross vehicle weight of 10,000 pounds or more, but less
- 377 than 15,000 pounds: \$118 flat.

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

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

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

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

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

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

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

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

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

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

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

404 (n) A truck tractor or heavy truck, not operated as a for-  
405 hire vehicle and which is engaged exclusively in transporting  
406 raw, unprocessed, and nonmanufactured agricultural or

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407 horticultural products within the state or within a 150-mile  
408 radius of its home address is eligible for a restricted license  
409 plate for a fee of:

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

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

417  
418 Such not-for-hire truck tractors and heavy trucks used  
419 exclusively in transporting raw, unprocessed, and  
420 nonmanufactured agricultural or horticultural products may be  
421 incidentally used to haul farm implements and fertilizers  
422 delivered direct to the growers. The department may require any  
423 documentation deemed necessary to determine eligibility before  
424 issuance of this license plate. For the purpose of this  
425 paragraph, "not-for-hire" means the owner of the motor vehicle  
426 must also be the owner of the raw, unprocessed, and  
427 nonmanufactured agricultural or horticultural product, or the  
428 user of the farm implements and fertilizer being delivered.

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

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

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

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

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

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

449 (e) A wrecker that is used to tow any nondisabled motor  
450 vehicle, a vessel, or any other cargo unless used as defined in  
451 paragraph (d), as follows:

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

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

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

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

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

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

464 7. Gross vehicle weight of 55,000 pounds or more, but less



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- 465 than 62,000 pounds: \$915 flat.
- 466 8. Gross vehicle weight of 62,000 pounds or more, but less  
467 than 72,000 pounds: \$1,080 flat.
- 468 9. Gross vehicle weight of 72,000 pounds or more: \$1,322  
469 flat.
- 470 (f) A hearse or ambulance: \$40.50 flat.
- 471 (6) MOTOR VEHICLES FOR HIRE.—
- 472 (a) Under nine passengers: \$17 flat plus \$1.50 per cwt.
- 473 (b) Nine passengers and over: \$17 flat plus \$2 per cwt.
- 474 (7) TRAILERS FOR PRIVATE USE.—
- 475 (a) Any trailer weighing 500 pounds or less: \$6.75 flat per  
476 year or any part thereof.
- 477 (b) Net weight over 500 pounds: \$3.50 flat plus \$1 per cwt.
- 478 (8) TRAILERS FOR HIRE.—
- 479 (a) Net weight under 2,000 pounds: \$3.50 flat plus \$1.50  
480 per cwt.
- 481 (b) Net weight 2,000 pounds or more: \$13.50 flat plus \$1.50  
482 per cwt.
- 483 (9) RECREATIONAL VEHICLE-TYPE UNITS.—
- 484 (a) A travel trailer or fifth-wheel trailer, as defined by  
485 s. 320.01(1)(b), that does not exceed 35 feet in length: \$27  
486 flat.
- 487 (b) A camping trailer, as defined by s. 320.01(1)(b)2.:  
488 \$13.50 flat.
- 489 (c) A motor home, as defined by s. 320.01(1)(b)4.:  
490 1. Net weight of less than 4,500 pounds: \$27 flat.  
491 2. Net weight of 4,500 pounds or more: \$47.25 flat.
- 492 (d) A truck camper as defined by s. 320.01(1)(b)3.:  
493 1. Net weight of less than 4,500 pounds: \$27 flat.

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- 494 2. Net weight of 4,500 pounds or more: \$47.25 flat.
- 495 (e) A private motor coach as defined by s. 320.01(1)(b)5.:
- 496 1. Net weight of less than 4,500 pounds: \$27 flat.
- 497 2. Net weight of 4,500 pounds or more: \$47.25 flat.
- 498 (10) PARK TRAILERS; TRAVEL TRAILERS; FIFTH-WHEEL TRAILERS;
- 499 35 FEET TO 40 FEET.—
- 500 (a) *Park trailers.*—Any park trailer, as defined in s.
- 501 320.01(1)(b)7.: \$25 flat.
- 502 (b) *Travel trailers or fifth-wheel trailers.*—A travel
- 503 trailer or fifth-wheel trailer, as defined in s. 320.01(1)(b),
- 504 that exceeds 35 feet: \$25 flat.
- 505 (11) MOBILE HOMES.—
- 506 (a) A mobile home not exceeding 35 feet in length: \$20
- 507 flat.
- 508 (b) A mobile home over 35 feet in length, but not exceeding
- 509 40 feet: \$25 flat.
- 510 (c) A mobile home over 40 feet in length, but not exceeding
- 511 45 feet: \$30 flat.
- 512 (d) A mobile home over 45 feet in length, but not exceeding
- 513 50 feet: \$35 flat.
- 514 (e) A mobile home over 50 feet in length, but not exceeding
- 515 55 feet: \$40 flat.
- 516 (f) A mobile home over 55 feet in length, but not exceeding
- 517 60 feet: \$45 flat.
- 518 (g) A mobile home over 60 feet in length, but not exceeding
- 519 65 feet: \$50 flat.
- 520 (h) A mobile home over 65 feet in length: \$80 flat.
- 521 (12) DEALER AND MANUFACTURER LICENSE PLATES.—A franchised
- 522 motor vehicle dealer, independent motor vehicle dealer, marine

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523 boat trailer dealer, or mobile home dealer and manufacturer  
524 license plate: \$17 flat.

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

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

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

534 Section 15. Paragraph (a) of subsection (3) of section  
535 316.306, Florida Statutes, is amended to read:

536 316.306 School and work zones; prohibition on the use of a  
537 wireless communications device in a handheld manner.—

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

548 2.a. During the period from October 1, 2019, through  
549 December 31, 2019, a law enforcement officer may stop motor  
550 vehicles to issue verbal or written warnings to persons who are  
551 in violation of subparagraph 1. for the purposes of informing

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552 and educating such persons of this section. This sub-  
553 subparagraph shall stand repealed on October 1, 2020.

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

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

560 655.960 Definitions; ss. 655.960-655.965.—As used in this  
561 section and ss. 655.961-655.965, unless the context otherwise  
562 requires:

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

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