HB 649

1	A bill to be entitled
2	An act relating to utility terrain vehicles; amending
3	s. 316.2123, F.S.; authorizing the operation of
4	utility terrain vehicles on certain roadways;
5	providing applicability of certain operator
6	requirements; amending s. 320.01, F.S.; defining the
7	term "utility terrain vehicle" or "UTV"; providing an
8	effective date.
9	
10	Be It Enacted by the Legislature of the State of Florida:
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12	Section 1. Section 316.2123, Florida Statutes, is amended
13	to read:
14	316.2123 Operation of an ATV <u>or a UTV</u> on certain
15	roadways
16	(1) <u>(a)</u> The operation of an ATV, as defined in s. 317.0003,
17	upon the public roads or streets of this state is prohibited,
18	except that an ATV may be operated during the daytime on an
19	unpaved roadway where the posted speed limit is less than 35
20	miles per hour.
21	(b) A UTV, as defined in s. 320.01(46), may be operated
22	during all hours, but only on nonfederal roadways where the
23	posted speed limit is less than 55 miles per hour.
24	(2) A county is exempt from this section if the governing
25	body of the county, by majority vote, following a noticed public
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26 hearing, votes to exempt the county from this section. 27 Alternatively, a county may, by majority vote after such a 28 hearing, designate certain unpaved roadways where an ATV may be 29 operated during the daytime as long as each such designated 30 roadway has a posted speed limit of less than 35 miles per hour and is appropriately marked to indicate permissible ATV use. 31 32 Any ATV or UTV operation that is permitted under (3) 33 subsection (1) or subsection (2) may be undertaken only by a 34 licensed driver or a minor who is under the direct supervision of a licensed driver. The operator must provide proof of 35 36 ownership under chapter 317 upon the request of a law enforcement officer. 37 Section 2. Subsection (46) is added to section 320.01, 38 39 Florida Statutes, to read: 320.01 Definitions, general.-As used in the Florida 40 41 Statutes, except as otherwise provided, the term: "Utility terrain vehicle" or "UTV" means a vehicle 42 (46) 43 less than 70 inches in width which has at least two seats allowing passengers to sit in a side-by-side manner and which is 44 equipped with headlamps, stop lamps, turn signals, taillamps, 45 rearview mirrors, a windshield, seat belts, and a horn. A UTV 46 47 must comply with all insurance and license requirements of mini

48 trucks pursuant to ss. 316.2122 and 320.0847.

Section 3. This act shall take effect July 1, 2024.

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