



FLORIDA LAW ENFORCEMENT GUIDE TO COMMON MOTORCYCLE VIOLATIONS

CARELESS DRIVING



- Stunting: wheel off ground; not properly seated, etc. - 316.2085(2)
- Careless Driving - 316.1925
- Failure to obey traffic sign or device - 316.074
- "Aggressive Careless Driving" = two or more careless driving acts occur simultaneously or in succession - 316.1923



EQUIPMENT VIOLATIONS



- Mirrors are required - 316.294
- Stop lamp required - 316.234(1)

FAILURE TO KEEP IN PROPER LANE



- Passing in same lane - 316.209(2)
- Passing off roadway - 316.084(2)
- Riding between lanes - 316.209(3)
 - More than two abreast -(4)
- Riding on sidewalk/bike path - 316.1995

FAILURE TO WEAR HELMET/GOGGLES



- Eye protection for operator required - 316.211(2)
- Helmet - None/improper (under 21 years of age) - 316.211(1)
- Helmet - None with no medical insurance - 316.211(3)(b)
- Moped no helmet under 16 years old (rider or operator) 316.211 (4)

OPERATING W/O PROPER LICENSE



- Motorcycle endorsement required - 322.03(5)
- Three-wheeled motorcycle-only restriction on DL - 322.16(1)(a)
 - Look under the exp. date on front of DL for: "A" for motorcycle "Also" or "O" for "Only"
- DL not carried and exhibited on demand 322.15 (2)

SPEEDING & RACING



- Drag racing, speed competition on roadway or parking lot - 316.191(2)
 - Participating/coordinating
 - Knowingly riding as a passenger
 - Slowing or stopping traffic
 - Spectator at a race
- Unlawful speed - 50 MPH over speed limit - 316.1926(2)
 - 3rd conviction 318.14(13)(c) - FELONY



TAG VIOLATIONS









- Tag must be on exterior rear- 316.605(1)
- Tag permanently attached/not capable of being flipped- 316.2085(3)
- Person under 21 must have the unique tag 316.211 (6)
- Expired tag, 6 months or less 320.07(3a)

■ Criminal Violation
 ■ Non-moving/Equipment Violation
 ■ Moving Violation



CONTINUED ON BACK

MOTORCYCLES AND OTHER NON-TRADITIONAL VEHICLES CHART

Vehicle						
Manufacturer Type	Any motorcycle, scooter or trike over 50cc	Motorcycle under 50cc (commonly called scooter)	Moped (w/pedals) or bicycle gas motor kit	Autocycle	Go-Kart or other small gas engine vehicles	All-Terrain vehicles (ATV) and Utility Vehicles
Chapter 316-Driving Definitions	Motorcycle	Motorcycle	Moped	Motorcycle	Motor vehicle	Off-highway vehicle (recreational only)
Classification Components	More than 50cc; has seat or saddle and no more than three wheels in contact with the ground	50cc or less and speed over 20 mph; seat or saddle and no more than three wheels in contact with the ground	50cc or less; Cannot go more than 30 mph; gas bicycle classified as moped for registration	2-wheel front, 1 rear; roll cage, seat belts, steering wheel, and seating that does not require operator to straddle	Small gas engine vehicle	Any motorized off-highway or all-terrain vehicle, 3-4 nonhighway tires
Helmet Requirements	Required with exception*	Required if vehicle can exceed 30mph on level ground - with exception*	Required only for passengers under 16 yoa	Required with exception*	Not Required	Under 16 yoa: Helmet, eye protection & boots Required
<i>*Motorcycle Helmet Exception: 21 yoa or older with at least \$10,000 of medical insurance or riding in enclosed cab.</i>						
Eye Protection Requirements	Required	Required if vehicle can exceed 30mph on level ground	Not Required	Required	Not Required	Required if under 16 yoa
Operated on Public Roads	Yes	Yes	Yes	Yes	No - Only on private property	No - Only on private property
Operated on Bike Paths/Sidewalks?	No	No	Yes - if solely by human power	No	No	No
Classified as a Motor Vehicle?	Yes	Yes	No	Yes	Yes	Yes
Chapter 322-Driver License Requirement	Class E operator with motorcycle endorsement or "motorcycle only"	Class E operator	Class E operator	Class E operator	None, not allowed on public roadways	None, not allowed on public roadways
Chapter 319-320 Titling and Tags	Title, tag, and registration required; "Under 21" tag required if owner is under 21 yoa	Title, tag, and registration required	Moped tag & registration required; Gas bicycle classified as moped for registration	Title, tag and registration required	No, cannot be registered; Use on private property only	Under 16yoa to operate, must have proof of completed ATV course & adult supervision required

COMMON SCOOTER/MOPED VIOLATIONS:



Riders must have a Class E license to operate a scooter. For engines over 50cc, they need a motorcycle endorsement.



If vehicle can go over 30mph on level ground, operator must wear eye protection.



Wearing a headset/headphones while operating a scooter is prohibited.



If vehicle can go over 30mph on level ground, riders under 21 must wear a helmet.*



Riding a scooter on a bike lane/pedestrian path is prohibited.



*All passengers under age 16 must wear a helmet regardless of engine size.