

1                   A bill to be entitled  
 2           An act relating to duty of care regarding commercial  
 3           motor vehicles; creating s. 768.0429, F.S.; providing  
 4           that there is no duty to retrofit a vehicle with new  
 5           component parts or equipment in certain circumstances;  
 6           providing that certain evidence is inadmissible in  
 7           civil litigation; amending s. 768.81, F.S.; providing  
 8           an effective date.

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

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 12           Section 1. Section 768.0429, Florida Statutes, is created  
 13 to read:

14           768.0429 Duty of care and admissibility of evidence in  
 15 certain motor vehicle accidents.—In any civil action where a  
 16 commercial motor vehicle is involved in an accident, there is no  
 17 obligation or duty of care for an owner, lessor, or operator of  
 18 the vehicle, or for a person renting the vehicle to another  
 19 person, to retrofit the vehicle with component parts or  
 20 equipment, or to have selected component parts or equipment to  
 21 be included on the vehicle, if such parts or equipment were not  
 22 required by the Federal Motor Vehicle Safety Standards under 49  
 23 C.F.R. ss. 571.1, et. seq., applicable when the vehicle was  
 24 manufactured or sold. Evidence related to such an alleged  
 25 obligation or duty is not admissible in any phase of trial.

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ORIGINAL

2023

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Section 2. This act shall take effect July 1, 2023.