

**28.21 USING A PROHIBITED LIGHT TO [STOP] [ATTEMPT TO STOP]
ANOTHER VEHICLE**

§ 316.2397, Fla. Stat.

To prove the crime of Using a Prohibited Light to [Stop] [Attempt to Stop] another vehicle, the State must prove the following three elements beyond a reasonable doubt:

- 1. (Defendant) [drove] [moved] [caused to be moved] any [vehicle] [equipment] upon any highway in Florida.**
- 2. The [vehicle] [equipment] had a lamp or device on it [showing] [displaying] a [red] [red and white] [blue] light that was visible from directly in front of the [vehicle] [equipment].**
- 3. By doing so, (defendant) [effected] [attempted to effect] the stop of another vehicle.**

§ 316.003, Fla. Stat. Some of these terms have their own statutory definitions, which should be given if necessary.

A “vehicle” is every device, in, upon, or by which any person or property is or may be transported or drawn upon a highway[, except personal delivery devices, mobile carriers, and devices used exclusively upon stationary rails or tracks].

§ 316.003, Fla. Stat. contains other definitions of “highway” that should be given if applicable.

A “highway” means the entire width between the boundary lines of every way or place of whatever nature when any part thereof is open to the use of the public for purposes of vehicular traffic.

Lesser Included Offenses

The Committee on Standard Jury Instructions in Criminal Cases identified no lesser included offenses.

Comments

See Chapter 316 for vehicles that are exempted from this crime.

This instruction was adopted on March 20, 2026.