

Amendment No. 3

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	—	(Y/N)
ADOPTED AS AMENDED	—	(Y/N)
ADOPTED W/O OBJECTION	—	(Y/N)
FAILED TO ADOPT	—	(Y/N)
WITHDRAWN	—	(Y/N)
OTHER	—	

1 Committee/Subcommittee hearing bill: Criminal Justice  
 2 Subcommittee  
 3 Representative Passidomo offered the following:

**Amendment (with title amendment)**

Between lines 1506 and 1507, insert:

7 Section 31. For the purpose of incorporating the amendment  
 8 made by this act to section 316.1925, Florida Statutes, in a  
 9 reference thereto, paragraph (b) of subsection (4) of section  
 10 316.072, Florida Statutes, is reenacted to read:

11 316.072 Obedience to and effect of traffic laws.—

12 (4) PUBLIC OFFICERS AND EMPLOYEES TO OBEY CHAPTER;  
 13 EXCEPTIONS.—

14 (b) Unless specifically made applicable, the provisions of  
 15 this chapter, except those contained in ss. 316.192, 316.1925,  
 16 and 316.193, shall not apply to persons, teams, or motor  
 17 vehicles and other equipment while actually engaged in work upon

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18 the surface of a highway, but shall apply to such persons and  
19 vehicles when traveling to or from such work.

20 Section 32. For the purpose of incorporating the  
21 amendments made by this act to sections 316.083 and 316.084,  
22 Florida Statutes, in references thereto, subsection (5) of  
23 section 316.1923, Florida Statutes, is reenacted to read:

24 316.1923 Aggressive careless driving.—"Aggressive careless  
25 driving" means committing two or more of the following acts  
26 simultaneously or in succession:

27 (5) Improperly passing as defined in s. 316.083, s.  
28 316.084, or s. 316.085.

29 Section 33. For the purpose of incorporating the amendment  
30 made by this act to section 318.19, Florida Statutes, in a  
31 reference thereto, subsection (2) of section 318.14, Florida  
32 Statutes, is reenacted to read:

33 318.14 Noncriminal traffic infractions; exception;  
34 procedures.—

35 (2) Except as provided in ss. 316.1001(2) and 316.0083,  
36 any person cited for a violation requiring a mandatory hearing  
37 listed in s. 318.19 or any other criminal traffic violation  
38 listed in chapter 316 must sign and accept a citation indicating  
39 a promise to appear. The officer may indicate on the traffic  
40 citation the time and location of the scheduled hearing and must  
41 indicate the applicable civil penalty established in s. 318.18.  
42 For all other infractions under this section, except for  
43 infractions under s. 316.1001, the officer must certify by

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44 electronic, electronic facsimile, or written signature that the  
45 citation was delivered to the person cited. This certification  
46 is prima facie evidence that the person cited was served with  
47 the citation.

48 Section 34. For the purpose of incorporating the amendment  
49 made by this act to section 316.2065, Florida Statutes, in a  
50 reference thereto, paragraph (b) of subsection (1) of section  
51 318.18, Florida Statutes, is reenacted to read:

52 318.18 Amount of penalties.—The penalties required for a  
53 noncriminal disposition pursuant to s. 318.14 or a criminal  
54 offense listed in s. 318.17 are as follows:

55 (1) Fifteen dollars for:

56 (b) All infractions of s. 316.2065, unless otherwise  
57 specified.

58 Section 35. For the purpose of incorporating the amendment  
59 made by this act to section 316.027, Florida Statutes, in a  
60 reference thereto, subsection (2) of section 322.0261, Florida  
61 Statutes, is reenacted to read:

62 322.0261 Driver improvement course; requirement to  
63 maintain driving privileges; failure to complete; department  
64 approval of course.—

65 (2) With respect to an operator convicted of, or who  
66 pleaded nolo contendere to, a traffic offense giving rise to a  
67 crash identified in paragraph (1)(a) or paragraph (1)(b), the  
68 department shall require that the operator, in addition to other  
69 applicable penalties, attend a department-approved driver

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70 improvement course in order to maintain his or her driving  
71 privileges. The department shall include in the course  
72 curriculum instruction specifically addressing the rights of  
73 vulnerable road users as defined in s. 316.027 relative to  
74 vehicles on the roadway. If the operator fails to complete the  
75 course within 90 days after receiving notice from the  
76 department, the operator's driver license shall be canceled by  
77 the department until the course is successfully completed.

78  
79 -----  
80 **T I T L E A M E N D M E N T**

81 Remove line 38 and insert:

82 references; reenacting s. 316.072(4)(b), F.S., relating to  
83 obedience to and effect of traffic laws, to incorporate the  
84 amendment made by the act to s. 316.1925, F.S., in a reference  
85 thereto; reenacting s. 316.1923(5), F.S., relating to aggressive  
86 careless driving, to incorporate the amendment made by the act  
87 to ss. 316.083 and 316.084, F.S., in references thereto;  
88 reenacting s. 318.14(2), F.S., relating to noncriminal traffic  
89 infractions, to incorporate the amendment made by the act to s.  
90 318.19, F.S., in a reference thereto; reenacting s.  
91 318.18(11)(b), F.S., relating to amount of penalties, to  
92 incorporate the amendment made by the act to s. 316.2065, F.S.,  
93 in a reference thereto; reenacting s. 322.0261(2), F.S.,  
94 relating to driver improvement course, to incorporate the

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95 amendment made by the act to s. 316.027, F.S., in a reference  
96 thereto; providing an effective date.