

By Senator Gutman

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A bill to be entitled
An act relating to drivers' licenses; amending
s. 322.34, F.S.; specifying what constitutes
knowledge, for purposes of determining whether
a person has committed the crime of driving
with a drivers' license that has been
suspended, canceled, or revoked; providing an
effective date.

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

Section 1. Subsection (2) of section 322.34, Florida
Statutes, is amended to read:

322.34 Driving while license suspended, revoked,
canceled, or disqualified.--

(2) Any person whose driver's license or driving
privilege has been canceled, suspended, or revoked as provided
by law, except persons defined in s. 322.264, who, knowing of
such cancellation, suspension, or revocation, drives any motor
vehicle upon the highways of this state while such license or
privilege is canceled, suspended, or revoked, upon:

(a) A first conviction is guilty of a misdemeanor of
the second degree, punishable as provided in s. 775.082 or s.
775.083.

(b) A second conviction is guilty of a misdemeanor of
the first degree, punishable as provided in s. 775.082 or s.
775.083.

(c) A third or subsequent conviction is guilty of a
felony of the third degree, punishable as provided in s.
775.082, s. 775.083, or s. 775.084.

1 The element of knowledge is satisfied if the person has been
2 previously cited as provided in subsection (1); ~~or~~ the person
3 admits to knowledge of the cancellation, suspension, or
4 revocation; or the person received notice as provided in
5 subsection (4) or s. 322.251.

6 Section 2. This act shall take effect July 1, 1998.

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9 SENATE SUMMARY

10 Provides that a person whose driver's license has been
11 canceled, suspended, or revoked and who drives a vehicle
12 on the public highways has done so knowingly if that
13 person received notice as provided in s. 322.251, F.S.
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