

By the Committee on Transportation and Senator Klein

306-1757-01

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31

A bill to be entitled
An act relating to reckless driving; amending
s. 316.192, F.S.; providing penalties for
reckless driving resulting in damage to
property or person or serious bodily injury;
providing a definition; providing an effective
date.

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

Section 1. Present subsections (3) and (4) of section
316.192, Florida Statutes, are renumbered as subsections (4)
and (5), respectively, subsection (2) is amended, and a new
subsection (3) is added to that section to read:

316.192 Reckless driving.--

(2) Except as provided in subsection (3),any person
convicted of reckless driving shall be punished:

(a) Upon a first conviction, by imprisonment for a
period of not more than 90 days or by fine of not less than
\$25 nor more than \$500, or by both such fine and imprisonment.

(b) On a second or subsequent conviction, by
imprisonment for not more than 6 months or by a fine of not
less than \$50 nor more than \$1,000, or by both such fine and
imprisonment. In addition, if the person's reckless driving
causes or results in the death of another, the person may
serve 120 community hours as provided in s. 316.027(4).

(3) Any person:

(a) Who is in violation of subsection (1);

(b) Who operates a vehicle; and

(c) Who, by reason of such operation, causes:

1 1. Damage to the property or person of another commits
2 a misdemeanor of the first degree, punishable as provided in
3 s. 775.082 or s. 775.083.

4 2. Serious bodily injury to another commits a felony
5 of the third degree, punishable as provided in s. 775.082, s.
6 775.083, or s. 775.084. The term "serious bodily injury" means
7 an injury to another person which consists of a physical
8 condition that creates a substantial risk of death, serious
9 personal disfigurement, or protracted loss or impairment of
10 the function of any bodily member or organ.

11 Section 2. This act shall take effect October 1, 2001.

12
13 STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN
14 COMMITTEE SUBSTITUTE FOR
15 SB 678

16 This CS revises the definition of "serious bodily injury" to
17 exempt the driver and specify "another person."
18
19
20
21
22
23
24
25
26
27
28
29
30
31