

By the Committee on Criminal Justice; and Senator Dawson

307-2182-03

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 leaving children unattended  
or unsupervised in a motor vehicle; amending s.  
316.6135, F.S.; revising the elements of the  
noncriminal infraction to prohibit leaving a  
child younger than a specified age unattended  
or unsupervised in a motor vehicle for any  
period of time; increasing a penalty and  
providing additional penalties; providing an  
effective date.

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

Section 1. Subsections (1) and (2) of section  
316.6135, Florida Statutes, are amended to read:

316.6135 Leaving children unattended or unsupervised  
in motor vehicle; penalty; authority of law enforcement  
officer.--

(1) A ~~No~~ parent, legal guardian, or other person at  
least 12 years of age who is responsible for a child younger  
than 8 ~~6~~ years of age may not ~~shall~~ leave such child  
unattended or unsupervised in a motor vehicle for any period  
of time ~~a period in excess of 15 minutes; however, no such~~  
~~person shall leave a child unattended for any period of time~~  
~~if the motor of the vehicle is running or the health of the~~  
~~child is in danger.~~

(2) Any person who violates ~~the provisions of~~  
subsection (1) commits ~~is guilty of~~ a noncriminal traffic  
infraction, punishable by a fine of:

(a) Not more than \$200 ~~\$100~~; ~~or~~

1 (b) Not less than \$50 and not more than \$500 if the  
2 motor of the vehicle was running or the health of the child  
3 was in danger at the time of the violation; ~~or-~~

4 (c) Not less than \$500 or more than \$1,000 for a  
5 second or subsequent violation if the motor of the vehicle was  
6 running or the health of the child was in danger at the time  
7 of the violation.

8  
9 This subsection does not preclude prosecution under any other  
10 provision of law.

11 Section 2. This act shall take effect July 1, 2003.

12  
13 STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN  
14 COMMITTEE SUBSTITUTE FOR  
15 Senate Bill 1224

16 Changes the fine imposed for a second or subsequent violation  
17 of s. 316.6135, F.S. (when the motor vehicle is running or the  
18 child's health is in danger) to not less than \$500 or more  
19 than \$1,000.  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31