

1 A bill to be entitled
 2 An act relating to youthful drivers; amending s. 318.143,
 3 F.S.; authorizing the court to require a minor found to
 4 have committed certain traffic infractions and the minor's
 5 parents or guardians to participate in a registered
 6 youthful driver monitoring service; creating s. 318.1435,
 7 F.S.; providing for youthful driver monitoring services to
 8 notify parents or guardians with information about a
 9 minor's driving; providing for registration with the
 10 Department of Highway Safety and Motor Vehicles; amending
 11 s. 322.16, F.S.; revising license restrictions for certain
 12 minors participating in a registered youthful driver
 13 monitoring service; creating s. 627.06525, F.S.;
 14 authorizing insurance discounts for participation in a
 15 registered youthful driver monitoring service; providing
 16 an effective date.

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

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 20 Section 1. Paragraph (f) is added to subsection (1) of
 21 section 318.143, Florida Statutes, to read:

22 318.143 Sanctions for infractions by minors.--

23 (1) If the court finds that a minor has committed a
 24 violation of any of the provisions of chapter 316, the court may
 25 also impose one or more of the following sanctions:

26 (f) The court may require the minor and his or her parents
 27 or guardians to participate in a registered youthful driver
 28 monitoring service as described in s. 318.1435.

29 Section 2. Section 318.1435, Florida Statutes, is created
 30 to read:

31 318.1435 Youthful driver monitoring services.--

32 (1) A "youthful driver monitoring service" is an entity
 33 that enables parents or guardians to monitor the driving
 34 performance of their minor children. The service may provide
 35 monitoring by either or both of the following methods:

36 (a) The posting of a placard on a vehicle that shows a
 37 toll-free telephone number and a unique identifying number and
 38 includes a request to members of the public to call the toll-
 39 free telephone number to report inappropriate driving practices.
 40 The service shall enter into a contract with the parents or
 41 guardians under which the service shall timely forward to the
 42 parents or guardians all reports of inappropriate driving
 43 practices by the minor child.

44 (b) Wireless telephones or similar technologies using a
 45 global positioning system. The service shall enter into a
 46 contract with the parents or guardians under which the service
 47 shall provide the parents or guardians with real-time
 48 information about the location and speed of movement of the
 49 minor child or the vehicle in which the minor child is
 50 traveling.

51 (2) A youthful driver monitoring service may register with
 52 the Department of Highway Safety and Motor Vehicles. The
 53 registration shall consist of a narrative description of the
 54 services offered by the youthful driver monitoring service, the
 55 name of the manager in charge of the service, the service's
 56 address, and the service's telephone number. Registration under

57 this subsection remains valid indefinitely, but it is the
 58 responsibility of the youthful driver monitoring service to
 59 timely file a revised registration statement to reflect any
 60 changes in the required information. If the department
 61 determines that the youthful driver monitoring service is not
 62 providing the services described in the narrative statement, the
 63 department may suspend the registration; however, the department
 64 must reinstate the registration when the service files a revised
 65 statement reflecting its actual practices.

66 Section 3. Subsections (2) and (3) of section 322.16,
 67 Florida Statutes, are amended to read:

68 322.16 License restrictions.--

69 (2) Except as provided in subsection (3), a person who
 70 holds a driver's license and who is under 17 years of age, when
 71 operating a motor vehicle after 11 p.m. and before 6 a.m., must
 72 be accompanied by a driver who holds a valid license to operate
 73 the type of vehicle being operated and is at least 21 years of
 74 age unless that person is driving directly to or from work.

75 (3)(a) A person who holds a driver's license who is 17
 76 years of age, when operating a motor vehicle after 1 a.m. and
 77 before 5 a.m., must be accompanied by a driver who holds a valid
 78 license to operate the type of vehicle being operated, and is at
 79 least 21 years of age unless that person is driving directly to
 80 or from work.

81 (b) A person who holds a driver's license who is at least
 82 16 years and 6 months of age but less than 18 years of age, and
 83 who is a participant in a registered youthful driver monitoring
 84 service as described in s. 318.1435, when operating a motor

85 vehicle after 1 a.m. and before 5 a.m., must be accompanied by a
 86 driver who holds a valid license to operate the type of vehicle
 87 being operated and is at least 21 years of age unless that
 88 person is driving directly to or from work.

89 Section 4. Section 627.06525, Florida Statutes, is created
 90 to read:

91 627.06525 Insurance discounts for participation in
 92 registered youthful driver monitoring services.--

93 (1) Any rates, rating schedules, or rating manuals for the
 94 liability, personal injury protection, and collision coverages
 95 of a motor vehicle insurance policy may provide for an
 96 appropriate reduction in premium charges if any driver covered
 97 under the policy is a minor child who is participating in a
 98 registered youthful driver monitoring service as described in s.
 99 318.1435.

100 (2) If an insurer makes a rate filing that includes the
 101 premium discount referred to in subsection (1), the amount of
 102 the discount shall be deemed approved and the insurer may apply
 103 the discount unless the office determines that the discount will
 104 produce a rate that is inadequate or unfairly discriminatory.

105 Section 5. This act shall take effect July 1, 2005.