

1 A bill to be entitled
 2 An act relating to noncriminal traffic infractions;
 3 amending s. 318.14, F.S.; revising a requirement that
 4 persons required to appear before a designated official
 5 for infractions that resulted in a crash that caused
 6 serious bodily injury of another receive a specified fine
 7 and a license suspension; providing an effective date.

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

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 11 Section 1. Subsection (5) of section 318.14, Florida
 12 Statutes, is amended to read:

13 318.14 Noncriminal traffic infractions; exception;
 14 procedures.--

15 (5) Any person electing to appear before the designated
 16 official or who is required so to appear shall be deemed to have
 17 waived his or her right to the civil penalty provisions of s.
 18 318.18. The official, after a hearing, shall make a
 19 determination as to whether an infraction has been committed. If
 20 the commission of an infraction has been proven, the official
 21 may impose a civil penalty not to exceed \$500, except that in
 22 cases involving unlawful speed in a school zone or involving
 23 unlawful speed in a construction zone, the civil penalty may not
 24 exceed \$1,000; or require attendance at a driver improvement
 25 school, or both. If the person is required to appear before the
 26 designated official pursuant to s. 318.19(1) and is found to
 27 have committed the infraction, the designated official shall
 28 impose a civil penalty of \$1,000 in addition to any other

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29 penalties and the person's driver's license shall be suspended
30 for 6 months. If the person is required to appear before the
31 designated official pursuant to s. 318.19(2) and is found to
32 have committed the infraction, the designated official may ~~shall~~
33 impose a civil penalty of \$500 in addition to any other
34 penalties and the person's driver's license may ~~shall~~ be
35 suspended for 3 months. If the official determines that no
36 infraction has been committed, no costs or penalties shall be
37 imposed and any costs or penalties that have been paid shall be
38 returned. Moneys received from the mandatory civil penalties
39 imposed pursuant to this subsection upon persons required to
40 appear before a designated official pursuant to s. 318.19(1) or
41 (2) shall be remitted to the Department of Revenue and deposited
42 into the Department of Health Administrative Trust Fund to
43 provide financial support to certified trauma centers to assure
44 the availability and accessibility of trauma services throughout
45 the state. Funds deposited into the Administrative Trust Fund
46 under this section shall be allocated as follows:

47 (a) Fifty percent shall be allocated equally among all
48 Level I, Level II, and pediatric trauma centers in recognition
49 of readiness costs for maintaining trauma services.

50 (b) Fifty percent shall be allocated among Level I, Level
51 II, and pediatric trauma centers based on each center's relative
52 volume of trauma cases as reported in the Department of Health
53 Trauma Registry.

54 Section 2. This act shall take effect July 1, 2006.