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CHAMBER ACTION

<u>Senate</u>	.	<u>House</u>
Comm: RCS	.	
4/10/2008	.	
	.	
	.	

1 The Committee on Transportation and Economic Development
2 Appropriations (Fasano) recommended the following **amendment:**

3
4 **Senate Amendment (with title amendment)**

5 Between lines 953 and 954,
6 insert:

7 Section 16. Subsection (9) of section 318.14, Florida
8 Statutes, is amended to read:

9 318.14 Noncriminal traffic infractions; exception;
10 procedures.--

11 (9) Any person who does not hold a commercial driver's
12 license and who is cited for an infraction under this section
13 other than a violation of s. 316.183(2), s. 316.187, or s.
14 316.189 when the driver exceeds the posted limit by 30 miles per
15 hour or more, s. 320.0605, s. 320.07(3)(a) or (b), s. 322.065, s.
16 322.15(1), s. 322.61, or s. 322.62 may, in lieu of a court
17 appearance, elect to attend in the location of his or her choice



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18 | within this state a basic driver improvement course approved by
19 | the Department of Highway Safety and Motor Vehicles. In such a
20 | case, adjudication must be withheld; points, as provided by s.
21 | 322.27, may not be assessed; and the civil penalty that is
22 | imposed by s. 318.18(3) must be reduced by 18 percent; however, a
23 | person may not make an election under this subsection if the
24 | person has made an election under this subsection in the
25 | preceding 12 months. A person may make no more than five
26 | elections within 10 years under this subsection. A person may
27 | make no more than five elections under this subsection. The
28 | requirement for community service under s. 318.18(8) is not
29 | waived by a plea of nolo contendere or by the withholding of
30 | adjudication of guilt by a court.

31 |
32 | ===== T I T L E A M E N D M E N T =====

33 | And the title is amended as follows:

34 |
35 | On line 96, after the semicolon,
36 | insert:

37 |
38 | amending s. 318.14, F.S.; prohibiting a person from
39 | electing more than five times within 10 years to attend a
40 | basic driver improvement course approved by the Department
41 | of Highway Safety and Motor Vehicles in lieu of making a
42 | court appearance;