

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Soto offered the following:

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3 **Amendment (with title amendment)**

4 Remove lines 13-16 and insert:

5 Section 1. Subsection (4) of section 316.191, Florida  
6 Statutes, is amended to read:

7 316.191 Racing on highways.--

8 (4) Whenever a law enforcement officer determines that a  
9 person was engaged in a drag race or race, as described in  
10 subsection (1), the officer may immediately arrest and take such  
11 person into custody. The court may enter an order of impoundment  
12 or immobilization as a condition of incarceration or probation.  
13 Within 7 business days after the date the court issues the order  
14 of impoundment or immobilization, the clerk of the court must  
15 send notice by certified mail, return receipt requested, to the  
16 registered owner of the motor vehicle, if the registered owner  
952263

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17 is a person other than the defendant, and to each person of  
18 record claiming a lien against the motor vehicle.

19 (a) Notwithstanding any provision of law to the contrary,  
20 the impounding agency shall release a motor vehicle under the  
21 conditions provided in s. 316.193(6)(e), (f), (g), and (h), if  
22 the owner or agent presents a valid driver license at the time  
23 of pickup of the motor vehicle.

24 (b) All costs and fees for the impoundment or  
25 immobilization, including the cost of notification, must be paid  
26 by the owner of the motor vehicle or, if the motor vehicle is  
27 leased or rented, by the person leasing or renting the motor  
28 vehicle, unless the impoundment or immobilization order is  
29 dismissed. All provisions of s. 713.78 shall apply.

30 (c) Any motor vehicle used in violation of subsection (2)  
31 may be impounded for a period of 30 ~~10~~ business days if a law  
32 enforcement officer has arrested and taken a person into custody  
33 pursuant to this subsection and the person being arrested is the  
34 registered owner or coowner of the motor vehicle. If the  
35 arresting officer finds that the criteria of this paragraph are  
36 met, the officer may immediately impound the motor vehicle. The  
37 law enforcement officer shall notify the Department of Highway  
38 Safety and Motor Vehicles of any impoundment for violation of  
39 this subsection in accordance with procedures established by the  
40 department. The provisions of paragraphs (a) and (b) shall be  
41 applicable to such impoundment.

42 Section 2. (1) This section may be cited as the "Dori  
43 Slosberg and Katie Marchetti Safety Belt Law."

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44 (2) Subsections (6) and (8) of section 316.614, Florida  
45 Statutes, are amended to read:

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**T I T L E A M E N D M E N T**

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Remove line 2 and insert:

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An act relating to highway safety; amending s. 316.191, F.S.;

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revising the amount of time a motor vehicle may be impounded

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when used in violation of prohibitions against certain races,

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competitions, contests, tests, and exhibitions on any highway,

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roadway, or parking lot or to facilitate such race, competition,

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contest, test, or exhibition; creating