

By the Committee on Judiciary; and Senator Dean

590-04822-10

20102418c1

1                   A bill to be entitled  
2           An act relating to vehicle crashes involving death;  
3           amending s. 316.027, F.S.; requiring that a defendant  
4           arrested for leaving the scene of a crash involving  
5           death must be held in custody until brought before a  
6           judge for admittance to bail in certain circumstances;  
7           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. Paragraph (b) of subsection (1) of section  
12   316.027, Florida Statutes, is amended to read:

13           316.027 Crash involving death or personal injuries.—

14           (1)

15           (b) The driver of any vehicle involved in a crash occurring  
16   on public or private property that results in the death of any  
17   person must immediately stop the vehicle at the scene of the  
18   crash, or as close thereto as possible, and must remain at the  
19   scene of the crash until he or she has fulfilled the  
20   requirements of s. 316.062. A person who is arrested for a  
21   violation of this paragraph and who has previously been  
22   convicted of a violation of s. 316.027, s. 316.061, s. 316.191,  
23   or s. 316.193, or a felony violation of s. 322.34, shall be held  
24   in custody until brought before the court for admittance to bail  
25   in accordance with chapter 903. Any person who willfully  
26   violates this paragraph commits a felony of the first degree,  
27   punishable as provided in s. 775.082, s. 775.083, or s. 775.084.  
28   Any person who willfully commits such a violation ~~violates this~~  
29   ~~paragraph~~ while driving under the influence as set forth in s.

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30 316.193(1) shall be sentenced to a mandatory minimum term of  
31 imprisonment of 2 years.

32 Section 2. This act shall take effect July 1, 2010.