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1 A bill to be entitled  
2 An act relating to uniform traffic control; amending s.  
3 316.003, F.S.; defining the term "school bus traffic  
4 infraction detector"; amending s. 316.008, F.S.;  
5 authorizing school districts to deploy school bus traffic  
6 infraction detectors under certain circumstances; creating  
7 s. 316.0084, F.S.; providing for use of school bus traffic  
8 infraction detectors to enforce specified provisions  
9 requiring a person driving a vehicle to stop when  
10 approaching a school bus displaying a stop signal;  
11 authorizing the Department of Highway Safety and Motor  
12 Vehicles, a county, or a municipality to authorize a  
13 traffic infraction enforcement officer to issue and  
14 enforce a citation for a violation of such provisions;  
15 requiring notification to be sent to the registered owner  
16 of the motor vehicle involved in the violation; providing  
17 requirements for the notification; providing for  
18 collection of penalties; providing for distribution of  
19 penalties collected; providing procedures for issuance,  
20 disposition, and enforcement of citations; providing for  
21 exemptions; providing that certain evidence is admissible  
22 for enforcement; providing penalties for submission of a  
23 false affidavit; providing that the act does not preclude  
24 the issuance of citations by law enforcement officers;  
25 requiring reports from participating school districts to  
26 the department; requiring the department to make reports  
27 to the Governor and Legislature; creating s. 316.07457,  
28 F.S.; requiring school bus traffic infraction detectors to

29 | meet specifications established by the department;  
30 | creating s. 316.0777, F.S.; providing for the placement  
31 | and installation of detectors on school buses when  
32 | permitted by and under the specifications of the  
33 | department; amending s. 316.640, F.S.; providing for  
34 | authority of traffic enforcement officers appointed by the  
35 | state, or a police department or sheriff's department to  
36 | enforce specified provisions; amending s. 316.650, F.S.;  
37 | requiring a traffic enforcement officer to provide to the  
38 | court a replica of the citation data by electronic  
39 | transmission under certain conditions; amending s. 318.14,  
40 | F.S.; providing an exception from provisions requiring a  
41 | person cited for an infraction for failing to stop upon  
42 | approaching any school bus which displays a stop signal to  
43 | sign and accept a citation indicating a promise to appear;  
44 | amending s. 318.18, F.S.; increasing certain fines;  
45 | providing for penalties for infractions enforced by a  
46 | traffic infraction enforcement officer; providing for  
47 | distribution of fines; allowing the clerk of court to  
48 | dismiss certain cases upon receiving documentation that  
49 | the uniform traffic citation was issued in error; creating  
50 | s. 321.51, F.S.; authorizing the Department of Highway  
51 | Safety and Motor Vehicles to use school bus traffic  
52 | infraction detectors under certain circumstances; amending  
53 | s. 322.27, F.S.; providing that no points may be assessed  
54 | against the driver's license for infractions enforced by a  
55 | traffic infraction enforcement officer; providing that  
56 | infractions enforced by a traffic infraction enforcement

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57 officer may not be used for purposes of setting motor  
 58 vehicle insurance rates; providing for severability;  
 59 providing effective dates.

60

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

62

63 Section 1. Subsection (89) is added to section 316.003,  
 64 Florida Statutes, to read:

65 316.003 Definitions.—The following words and phrases, when  
 66 used in this chapter, shall have the meanings respectively  
 67 ascribed to them in this section, except where the context  
 68 otherwise requires:

69 (89) SCHOOL BUS TRAFFIC INFRACTION DETECTOR.—A vehicle  
 70 sensor installed to work in conjunction with a school bus and a  
 71 camera or cameras synchronized to automatically record two or  
 72 more sequenced photographic or electronic images or streaming  
 73 video of a motor vehicle at the time the vehicle passes a school  
 74 bus in violation of s. 316.172(1)(a) or s. 316.172(1)(b). Any  
 75 notification under s. 316.0084(1)(b) or traffic citation issued  
 76 by the use of a school bus traffic infraction detector must  
 77 include a photograph, video feed, or other recorded image  
 78 showing both the license tag of the offending vehicle and the  
 79 school bus stop signal being violated.

80 Section 2. Subsection (9) is added to section 316.008,  
 81 Florida Statutes, to read:

82 316.008 Powers of local authorities.—

83 (9) A Florida school district may deploy school bus  
 84 traffic infraction detectors on its school buses for enforcing

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85 s. 316.172(1) (a) or s. 316.172(1) (b) when a driver fails to stop  
 86 upon approaching any school bus which displays a stop signal. A  
 87 school district deploying school bus traffic infraction  
 88 detectors will coordinate the issuing of traffic citations with  
 89 the Florida Highway Patrol, local sheriff's office, local police  
 90 department, or other entity having the authority and  
 91 jurisdiction to enforce the traffic laws of this state and  
 92 within the particular school district as provided in ss. 316.006  
 93 and 316.640.

94 Section 3. Section 316.0084, Florida Statutes, is created  
 95 to read:

96 316.0084 School Bus Safety Program; administration;  
 97 report.-

98 (1) (a) For purposes of administering this section, the  
 99 department, a county, or a municipality may authorize a traffic  
 100 infraction enforcement officer under s. 316.640 to issue a  
 101 traffic citation for a violation of s. 316.172(1) (a) or s.  
 102 316.172(1) (b). This paragraph does not prohibit a review of  
 103 information from a traffic infraction detector by an authorized  
 104 employee or agent of the department, a county, or a municipality  
 105 before issuance of the traffic citation by the traffic  
 106 infraction enforcement officer. This paragraph does not prohibit  
 107 the department, a county, or a municipality from issuing  
 108 notification as provided in paragraph (b) to the registered  
 109 owner of the motor vehicle involved in the violation of s.  
 110 316.172(1) (a) or s. 316.172(1) (b).

111 (b)1.a. Within 10 days after a violation, notification  
 112 shall be sent to the registered owner of the motor vehicle

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113 involved in the violation specifying the remedies available  
114 under s. 318.14 and that the violator must pay the penalty of  
115 \$265 to the department, county, or municipality, or furnish an  
116 affidavit in accordance with paragraph (d), within 30 days  
117 following the date of the notification in order to avoid court  
118 fees, costs, and the issuance of a traffic citation. The  
119 notification shall be sent by first-class mail.

120 b. The notification under this paragraph must inform the  
121 owner that he or she has the right to review the photographic or  
122 electronic images or the streaming video evidence that  
123 constitutes a rebuttable presumption against the owner of the  
124 vehicle. The notice must state the time and place or Internet  
125 location where the evidence may be examined and observed.

126 2. Penalty amounts collected by the department, a county,  
127 or a municipality under this section, less the amount retained  
128 by the department, county, or municipality pursuant to  
129 subparagraph 3., shall be remitted to the Department of Revenue  
130 each week by means of electronic funds transfer. In addition to  
131 the payment, summary detail of the penalty amounts remitted  
132 shall be reported to the Department of Revenue.

133 3. A penalty amount of \$265 shall be assessed for a  
134 violation of s. 316.172(1)(a) or s. 316.172(1)(b) when a driver  
135 has failed to stop upon approaching any school bus which  
136 displays a stop signal. Of that amount, \$170 shall be remitted  
137 to the school district in which the violation occurred, \$65  
138 shall be deposited into the Emergency Medical Services Trust  
139 Fund of the Department of Health to be used as provided in s.  
140 395.4036, \$15 shall be remitted to the department, and \$15 shall

141 be retained by the county or municipality issuing the notice or  
 142 citation or retained by the department if the department issued  
 143 the notice or citation.

144 (c)1.a. If payment has not been received within 30 days  
 145 after notification under subparagraph (b)1., a traffic citation  
 146 shall be issued by mailing the traffic citation by certified  
 147 mail to the address of the registered owner of the motor vehicle  
 148 involved in the violation.

149 b. Delivery of the traffic citation constitutes  
 150 notification under this paragraph.

151 c. In the case of joint ownership of a motor vehicle, the  
 152 traffic citation shall be mailed to the first name appearing on  
 153 the registration, unless the first name appearing on the  
 154 registration is a business organization, in which case the  
 155 second name appearing on the registration may be used.

156 d. The traffic citation shall be mailed to the registered  
 157 owner of the motor vehicle involved in the violation no later  
 158 than 45 days after the date of the violation.

159 2. The citation under this paragraph must include a notice  
 160 that the owner has the right to review, either in person or  
 161 remotely, the photographic or electronic images or the streaming  
 162 video evidence that constitutes a rebuttable presumption against  
 163 the owner of the vehicle. The notice must state the time and  
 164 place or Internet location where the evidence may be examined  
 165 and observed.

166 (d)1. The owner of the motor vehicle involved in the  
 167 violation is responsible and liable for paying the uniform

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168 traffic citation issued for a violation of s. 316.172(1)(a) or  
169 s. 316.172(1)(b), unless the owner can establish that:

170 a. The motor vehicle passed the bus at the direction of a  
171 law enforcement officer;

172 b. The motor vehicle was, at the time of the violation, in  
173 the care, custody, or control of another person; or

174 c. A uniform traffic citation was issued by a law  
175 enforcement officer to the driver of the motor vehicle for the  
176 alleged violation of s. 316.172(1)(a) or s. 316.172(1)(b).

177 2. In order to establish such facts, the owner of the  
178 motor vehicle shall, within 30 days after the date of issuance  
179 of the traffic citation, furnish to the appropriate governmental  
180 entity an affidavit setting forth detailed information  
181 supporting an exemption as provided in this paragraph.

182 a. An affidavit supporting an exemption under sub-  
183 subparagraph 1.b. must include the name, address, date of birth,  
184 and, if known, the driver's license number of the person who  
185 leased, rented, or otherwise had care, custody, or control of  
186 the motor vehicle at the time of the alleged violation. If the  
187 vehicle was stolen at the time of the alleged offense, the  
188 affidavit must include the police report indicating that the  
189 vehicle was stolen.

190 b. If a traffic citation for a violation of s.  
191 316.172(1)(a) or s. 316.172(1)(b) was issued at the location of  
192 the violation by a law enforcement officer, the affidavit must  
193 include the serial number of the uniform traffic citation.

194 3. Upon receipt of an affidavit supporting an exemption  
195 under sub-subparagraph 1.b., the person designated as having

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196 care, custody, and control of the motor vehicle at the time of  
197 the violation may be issued a traffic citation for a violation  
198 of s. 316.172(1)(a) or s. 316.172(1)(b) when the driver failed  
199 to stop upon approaching any school bus which displays a stop  
200 signal. The affidavit is admissible in a proceeding pursuant to  
201 this section for the purpose of providing proof that the person  
202 identified in the affidavit was in actual care, custody, or  
203 control of the motor vehicle. The owner of a leased vehicle for  
204 which a traffic citation is issued for a violation of s.  
205 316.172(1)(a) or s. 316.172(1)(b) is not responsible for paying  
206 the traffic citation and is not required to submit an affidavit  
207 as specified in this subsection if the motor vehicle involved in  
208 the violation is registered in the name of the lessee of such  
209 motor vehicle.

210 4. The submission of a false affidavit is a misdemeanor of  
211 the second degree, punishable as provided in s. 775.082 or s.  
212 775.083.

213 (e) The photographic or electronic images or streaming  
214 video attached to or referenced in the traffic citation is  
215 evidence that a violation of s. 316.172(1)(a) or s.  
216 316.172(1)(b) has occurred and is admissible in any proceeding  
217 to enforce this section and raises a rebuttable presumption that  
218 the motor vehicle named in the report or shown in the  
219 photographic or electronic images or streaming video evidence  
220 was used in violation of s. 316.172(1)(a) or s. 316.172(b).

221 (2) This section supplements the enforcement of s.  
222 316.172(1)(a) or s. 316.172(1)(b) and does not prohibit a law



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223 enforcement officer from issuing a traffic citation for a  
224 violation of s. 316.172(1)(a) or s. 316.172(1)(b).

225 (3)(a) Each school district that deploys a school bus  
226 traffic infraction detector shall submit a report by October 1,  
227 2013, and annually thereafter, to the department which details  
228 the results of using the school bus traffic infraction detector  
229 and the procedures for enforcement for the preceding state  
230 fiscal year. The information submitted by the counties and  
231 municipalities must include statistical data and information  
232 required by the department to complete the report required under  
233 paragraph (b).

234 (b) On or before December 31, 2013, and annually  
235 thereafter, the department shall provide a summary report to the  
236 Governor, the President of the Senate, and the Speaker of the  
237 House of Representatives regarding the use and operation of  
238 traffic infraction detectors under this section, along with the  
239 department's recommendations and recommendations for any  
240 necessary legislation. The summary report must include a review  
241 of the information submitted to the department by the counties  
242 and municipalities and must describe the enhancement of the  
243 traffic safety and enforcement programs.

244 Section 4. Section 316.07457, Florida Statutes, is created  
245 to read:

246 316.07457 Implementation.—Any school bus traffic  
247 infraction detector deployed by a school district on one or more  
248 of the buses in its fleet must meet specifications established  
249 by the department and must be tested at regular intervals  
250 according to specifications prescribed by the department. The

251 department must establish such specifications on or before  
 252 December 31, 2011.

253 Section 5. Section 316.0777, Florida Statutes, is created  
 254 to read:

255 316.0777 School bus traffic infraction detectors;  
 256 placement and installation.—School bus traffic infraction  
 257 detectors are allowed on the school buses of school districts  
 258 when permitted by the department and under placement and  
 259 installation specifications developed by the department.

260 Section 6. Paragraph (b) of subsection (1) and subsection  
 261 (5) of section 316.640, Florida Statutes, are amended to read:

262 316.640 Enforcement.—The enforcement of the traffic laws  
 263 of this state is vested as follows:

264 (1) STATE.—

265 (b)1. The Department of Transportation has authority to  
 266 enforce on all the streets and highways of this state all laws  
 267 applicable within its authority.

268 2.a. The Department of Transportation shall develop  
 269 training and qualifications standards for toll enforcement  
 270 officers whose sole authority is to enforce the payment of tolls  
 271 pursuant to s. 316.1001. Nothing in this subparagraph shall be  
 272 construed to permit the carrying of firearms or other weapons,  
 273 nor shall a toll enforcement officer have arrest authority.

274 b. For the purpose of enforcing s. 316.1001, governmental  
 275 entities, as defined in s. 334.03, which own or operate a toll  
 276 facility may employ independent contractors or designate  
 277 employees as toll enforcement officers; however, any such toll  
 278 enforcement officer must successfully meet the training and

279 | qualifications standards for toll enforcement officers  
 280 | established by the Department of Transportation.

281 |       3. For the purpose of enforcing s. 316.0083 or s.  
 282 | 316.0084, the department may designate employees as traffic  
 283 | infraction enforcement officers. A traffic infraction  
 284 | enforcement officer must successfully complete instruction in  
 285 | traffic enforcement procedures and court presentation through  
 286 | the Selective Traffic Enforcement Program as approved by the  
 287 | Division of Criminal Justice Standards and Training of the  
 288 | Department of Law Enforcement, or through a similar program, but  
 289 | may not necessarily otherwise meet the uniform minimum standards  
 290 | established by the Criminal Justice Standards and Training  
 291 | Commission for law enforcement officers or auxiliary law  
 292 | enforcement officers under s. 943.13. This subparagraph does not  
 293 | authorize the carrying of firearms or other weapons by a traffic  
 294 | infraction enforcement officer and does not authorize a traffic  
 295 | infraction enforcement officer to make arrests. The department's  
 296 | traffic infraction enforcement officers must be physically  
 297 | located in the state.

298 |       (5) (a) Any sheriff's department or police department of a  
 299 | municipality may employ, as a traffic infraction enforcement  
 300 | officer, any individual who successfully completes instruction  
 301 | in traffic enforcement procedures and court presentation through  
 302 | the Selective Traffic Enforcement Program as approved by the  
 303 | Division of Criminal Justice Standards and Training of the  
 304 | Department of Law Enforcement, or through a similar program, but  
 305 | who does not necessarily otherwise meet the uniform minimum  
 306 | standards established by the Criminal Justice Standards and

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307 Training Commission for law enforcement officers or auxiliary  
308 law enforcement officers under s. 943.13. Any such traffic  
309 infraction enforcement officer who observes the commission of a  
310 traffic infraction or, in the case of a parking infraction, who  
311 observes an illegally parked vehicle may issue a traffic  
312 citation for the infraction when, based upon personal  
313 investigation, he or she has reasonable and probable grounds to  
314 believe that an offense has been committed which constitutes a  
315 noncriminal traffic infraction as defined in s. 318.14. In  
316 addition, any such traffic infraction enforcement officer may  
317 issue a traffic citation under s. 316.0083 or s. 316.0084. For  
318 purposes of enforcing s. 316.0083 or s. 316.0084, any sheriff's  
319 department or police department of a municipality may designate  
320 employees as traffic infraction enforcement officers. The  
321 traffic infraction enforcement officers must be physically  
322 located in the county of the respective sheriff's or police  
323 department.

324 (b) The traffic infraction enforcement officer shall be  
325 employed in relationship to a selective traffic enforcement  
326 program at a fixed location or as part of a crash investigation  
327 team at the scene of a vehicle crash or in other types of  
328 traffic infraction enforcement under the direction of a fully  
329 qualified law enforcement officer; however, it is not necessary  
330 that the traffic infraction enforcement officer's duties be  
331 performed under the immediate supervision of a fully qualified  
332 law enforcement officer.

333 (c) This subsection does not permit the carrying of  
334 firearms or other weapons, nor do traffic infraction enforcement

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335 officers have arrest authority other than the authority to issue  
 336 a traffic citation as provided in this subsection.

337 Section 7. Subsection (3) of section 316.650, Florida  
 338 Statutes, is amended to read:

339 316.650 Traffic citations.—

340 (3) (a) Except for a traffic citation issued pursuant to s.  
 341 316.1001, ~~or s. 316.0083~~, or s. 316.0084, each traffic  
 342 enforcement officer, upon issuing a traffic citation to an  
 343 alleged violator of any provision of the motor vehicle laws of  
 344 this state or of any traffic ordinance of any municipality or  
 345 town, shall deposit the original traffic citation or, in the  
 346 case of a traffic enforcement agency that has an automated  
 347 citation issuance system, the chief administrative officer shall  
 348 provide by an electronic transmission a replica of the citation  
 349 data to a court having jurisdiction over the alleged offense or  
 350 with its traffic violations bureau within 5 days after issuance  
 351 to the violator.

352 (b) If a traffic citation is issued pursuant to s.  
 353 316.1001, a traffic enforcement officer may deposit the original  
 354 traffic citation or, in the case of a traffic enforcement agency  
 355 that has an automated citation system, may provide by an  
 356 electronic transmission a replica of the citation data to a  
 357 court having jurisdiction over the alleged offense or with its  
 358 traffic violations bureau within 45 days after the date of  
 359 issuance of the citation to the violator. If the person cited  
 360 for the violation of s. 316.1001 makes the election provided by  
 361 s. 318.14(12) and pays the \$25 fine, or such other amount as  
 362 imposed by the governmental entity owning the applicable toll

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363 facility, plus the amount of the unpaid toll that is shown on  
 364 the traffic citation directly to the governmental entity that  
 365 issued the citation, or on whose behalf the citation was issued,  
 366 in accordance with s. 318.14(12), the traffic citation will not  
 367 be submitted to the court, the disposition will be reported to  
 368 the department by the governmental entity that issued the  
 369 citation, or on whose behalf the citation was issued, and no  
 370 points will be assessed against the person's driver's license.

371 (c) If a traffic citation is issued under s. 316.0083 or  
 372 s. 316.0084, the traffic infraction enforcement officer shall  
 373 provide by electronic transmission a replica of the traffic  
 374 citation data to the court having jurisdiction over the alleged  
 375 offense or its traffic violations bureau within 5 days after the  
 376 date of issuance of the traffic citation to the violator.

377 Section 8. Subsection (2) of section 318.14, Florida  
 378 Statutes, is amended to read:

379 318.14 Noncriminal traffic infractions; exception;  
 380 procedures.—

381 (2) Except as provided in ss. 316.1001(2), and 316.0083,  
 382 and 316.084, any person cited for a violation requiring a  
 383 mandatory hearing listed in s. 318.19 or any other criminal  
 384 traffic violation listed in chapter 316 must sign and accept a  
 385 citation indicating a promise to appear. The officer may  
 386 indicate on the traffic citation the time and location of the  
 387 scheduled hearing and must indicate the applicable civil penalty  
 388 established in s. 318.18. For all other infractions under this  
 389 section, except for infractions under s. 316.1001, the officer  
 390 must certify by electronic, electronic facsimile, or written

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391 signature that the citation was delivered to the person cited.  
392 This certification is prima facie evidence that the person cited  
393 was served with the citation.

394 Section 9. Subsection (5) of section 318.18, Florida  
395 Statutes, is amended to read:

396 318.18 Amount of penalties.—The penalties required for a  
397 noncriminal disposition pursuant to s. 318.14 or a criminal  
398 offense listed in s. 318.17 are as follows:

399 (5) (a) Two ~~One~~ hundred dollars for a violation of s.  
400 316.172(1) (a), failure to stop for a school bus. If, at a  
401 hearing, the alleged offender is found to have committed this  
402 offense, the court shall impose a minimum civil penalty of \$200  
403 ~~\$100~~. In addition to this penalty, for a second or subsequent  
404 offense within a period of 5 years, the department shall suspend  
405 the driver's license of the person for not less than 90 days and  
406 not more than 6 months.

407 (b) Two hundred dollars for a violation of s.  
408 316.172(1) (b), passing a school bus on the side that children  
409 enter and exit when the school bus displays a stop signal. If,  
410 at a hearing, the alleged offender is found to have committed  
411 this offense, the court shall impose a minimum civil penalty of  
412 \$200. In addition to this penalty, for a second or subsequent  
413 offense within a period of 5 years, the department shall suspend  
414 the driver's license of the person for not less than 180 days  
415 and not more than 1 year.

416 (c) In addition to the penalty under paragraph (a) or  
417 paragraph (b), \$65 for a violation of s. 316.172(1) (a) or (b).  
418 If the alleged offender is found to have committed the offense,

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419 the court shall impose the civil penalty under paragraph (a) or  
 420 paragraph (b) plus an additional \$65. As provided in s.  
 421 316.0084(1)(b)3., the additional \$65 collected under this  
 422 paragraph shall be remitted to the Department of Revenue for  
 423 deposit into the Emergency Medical Services Trust Fund of the  
 424 Department of Health to be used as provided in s. 395.4036.

425 (d) The \$265 collected under paragraphs (a), (b), and (c)  
 426 shall be distributed as provided in s. 316.0084(1)(b)3.

427 (e) If a person who is cited for a violation of s.  
 428 316.172(1)(a) or s. 316.172(1)(b), as enforced by a traffic  
 429 infraction enforcement officer under s. 316.0084, presents  
 430 documentation from the appropriate governmental entity that the  
 431 traffic citation was in error, the clerk of court may dismiss  
 432 the case. The clerk of court shall not charge for this service.

433 Section 10. Section 321.51, Florida Statutes, is created  
 434 to read:

435 321.51 Authorization to use school bus traffic infraction  
 436 detectors.—When permitted by the Department of Transportation,  
 437 the Department of Highway Safety and Motor Vehicles may, under  
 438 s. 316.0084, use images from school bus traffic infraction  
 439 detectors to enforce s. 316.172(1)(a) or s. 316.172(1)(b) when a  
 440 driver fails to stop upon approaching any school bus which  
 441 displays a stop signal on state roads, as defined in chapter  
 442 316, which are under the original jurisdiction of the Department  
 443 of Transportation.

444 Section 11. Paragraph (d) of subsection (3) of section  
 445 322.27, Florida Statutes, is amended to read:

446 322.27 Authority of department to suspend or revoke



447 license.—

448 (3) There is established a point system for evaluation of  
 449 convictions of violations of motor vehicle laws or ordinances,  
 450 and violations of applicable provisions of s. 403.413(6) (b) when  
 451 such violations involve the use of motor vehicles, for the  
 452 determination of the continuing qualification of any person to  
 453 operate a motor vehicle. The department is authorized to suspend  
 454 the license of any person upon showing of its records or other  
 455 good and sufficient evidence that the licensee has been  
 456 convicted of violation of motor vehicle laws or ordinances, or  
 457 applicable provisions of s. 403.413(6) (b), amounting to 12 or  
 458 more points as determined by the point system. The suspension  
 459 shall be for a period of not more than 1 year.

460 (d) The point system shall have as its basic element a  
 461 graduated scale of points assigning relative values to  
 462 convictions of the following violations:

- 463 1. Reckless driving, willful and wanton—4 points.
- 464 2. Leaving the scene of a crash resulting in property  
 465 damage of more than \$50—6 points.
- 466 3. Unlawful speed resulting in a crash—6 points.
- 467 4. Passing a stopped school bus—4 points.
- 468 5. Unlawful speed:
  - 469 a. Not in excess of 15 miles per hour of lawful or posted  
 470 speed—3 points.
  - 471 b. In excess of 15 miles per hour of lawful or posted  
 472 speed—4 points.
- 473 6. A violation of a traffic control signal device as  
 474 provided in s. 316.074(1) or s. 316.075(1) (c)1.—4 points.

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475 However, no points shall be imposed for a violation of s.  
476 316.074(1) or s. 316.075(1)(c)1. when a driver has failed to  
477 stop at a traffic signal and when enforced by a traffic  
478 infraction enforcement officer. In addition, a violation of s.  
479 316.074(1) or s. 316.075(1)(c)1. when a driver has failed to  
480 stop at a traffic signal and when enforced by a traffic  
481 infraction enforcement officer may not be used for purposes of  
482 setting motor vehicle insurance rates. Furthermore, no points  
483 shall be imposed for a violation of s. 316.172(1)(a) or s.  
484 316.172(1)(b) when a driver has failed to stop upon approaching  
485 any school bus which displays a stop signal and when enforced by  
486 a traffic infraction enforcement officer. In addition, a  
487 violation of s. 316.172(1)(a) or s. 316.172(1)(b) when a driver  
488 has failed to stop upon approaching any school bus which  
489 displays a stop signal and when enforced by a traffic infraction  
490 enforcement officer may not be used for purposes of setting  
491 motor vehicle insurance rates.

492 7. All other moving violations (including parking on a  
493 highway outside the limits of a municipality)—3 points. However,  
494 no points shall be imposed for a violation of s. 316.0741 or s.  
495 316.2065(12); and points shall be imposed for a violation of s.  
496 316.1001 only when imposed by the court after a hearing pursuant  
497 to s. 318.14(5).

498 8. Any moving violation covered above, excluding unlawful  
499 speed, resulting in a crash—4 points.

500 9. Any conviction under s. 403.413(6)(b)—3 points.

501 10. Any conviction under s. 316.0775(2)—4 points.

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502           Section 12. If any provision of this act or its  
503 application to any person or circumstance is held invalid, the  
504 invalidity does not affect other provisions or applications of  
505 this act which can be given effect without the invalid provision  
506 or application, and to this end the provisions of this act are  
507 severable.

508           Section 13. This act shall take effect July 1, 2011.