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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, local school board police, if applicable, or other
 91 entity having the authority and jurisdiction to enforce the
 92 traffic laws of this state and within the particular school
 93 district as provided in ss. 316.006 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

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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

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

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.

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.