

HB 403

2011

1 A bill to be entitled
 2 An act relating to traffic offenses; creating s. 318.195,
 3 F.S.; providing penalties for a person who commits a
 4 moving violation that causes serious bodily injury to, or
 5 causes or contributes to the death of, a person operating
 6 or riding in a motor vehicle or operating or riding on a
 7 motorcycle; 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. Section 318.195, Florida Statutes, is created
 12 to read:

13 318.195 Enhanced penalties for moving violations causing
 14 injury or death.—

15 (1) A person who commits a moving violation that causes
 16 serious bodily injury, as defined in s. 316.1933, to a person
 17 operating or riding in a motor vehicle or operating or riding on
 18 a motorcycle commits a misdemeanor of the second degree,
 19 punishable as provided in s. 775.082 or s. 775.083, and, upon
 20 conviction, shall pay a fine of not less than \$500, serve a
 21 minimum of 30 days of incarceration, and attend a driver
 22 improvement course. The court shall also revoke the person's
 23 driver's license for not less than 30 days.

24 (2) A person who commits a moving violation that causes or
 25 contributes to the death of a person operating or riding in a
 26 motor vehicle or operating or riding on a motorcycle commits a
 27 misdemeanor of the first degree, punishable as provided in s.
 28 775.082 or s. 775.083, and, upon conviction, shall pay a fine of

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29 | not less than \$1,000, serve a minimum of 90 days of
30 | incarceration, and, in lieu of the requirements of s. 322.0261,
31 | attend an advanced driver improvement course. The court shall
32 | also revoke the person's driver's license for not less than 1
33 | year.

34 | (3) This section does not prohibit a person from being
35 | charged with, convicted of, or punished for any other violation
36 | of law.

37 | Section 2. This act shall take effect October 1, 2011.