

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

29 | to the Governor and Legislature; creating s.
30 | 316.07457, F.S.; requiring school bus traffic
31 | infraction detectors to meet specifications
32 | established by the department; creating s. 316.0777,
33 | F.S.; providing for the placement and installation of
34 | detectors on school buses when permitted by and under
35 | the specifications of the department; amending s.
36 | 316.640, F.S.; providing for authority of traffic
37 | enforcement officers appointed by the state or a
38 | police department or sheriff's department to enforce
39 | specified provisions; amending s. 316.650, F.S.;
40 | requiring a traffic enforcement officer to provide to
41 | the court a replica of the citation data by electronic
42 | transmission under certain conditions; amending s.
43 | 318.14, F.S.; providing an exception from provisions
44 | requiring a person cited for an infraction for failing
45 | to stop upon approaching any school bus that displays
46 | a stop signal to sign and accept a citation indicating
47 | a promise to appear; amending s. 318.18, F.S.;
48 | increasing certain fines; providing for penalties for
49 | infractions enforced by a traffic infraction
50 | enforcement officer; providing for distribution of
51 | fines; allowing the clerk of court to dismiss certain
52 | cases upon receiving documentation that the uniform
53 | traffic citation was issued in error; creating s.
54 | 321.51, F.S.; authorizing the Department of Highway
55 | Safety and Motor Vehicles to use school bus traffic
56 | infraction detectors under certain circumstances;

57 | amending s. 322.27, F.S.; providing that no points may
 58 | be assessed against the driver's license for
 59 | infractions enforced by a traffic infraction
 60 | enforcement officer; providing that infractions
 61 | enforced by a traffic infraction enforcement officer
 62 | may not be used for purposes of setting motor vehicle
 63 | insurance rates; providing for severability; providing
 64 | an effective date.

66 | Be It Enacted by the Legislature of the State of Florida:

68 | Section 1. Subsection (89) is added to section 316.003,
 69 | Florida Statutes, to read:

70 | 316.003 Definitions.—The following words and phrases, when
 71 | used in this chapter, shall have the meanings respectively
 72 | ascribed to them in this section, except where the context
 73 | otherwise requires:

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

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

87 316.008 Powers of local authorities.—

88 (9) A school district may deploy school bus traffic
 89 infraction detectors on its school buses for purposes of
 90 enforcing s. 316.172(1) (a) or (b) when a driver fails to stop
 91 upon approaching any school bus that displays a stop signal. A
 92 school district deploying school bus traffic infraction
 93 detectors must coordinate the issuing of traffic citations with
 94 the Florida Highway Patrol, the local sheriff's office, the
 95 local police department, the local school board, if applicable,
 96 or other entity having the authority and jurisdiction to enforce
 97 the traffic laws of this state and within the particular school
 98 district as provided in ss. 316.006 and 316.640.

99 Section 3. Section 316.0084, Florida Statutes, is created
 100 to read:

101 316.0084 School Bus Safety Program; administration;
 102 report.—

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

HB 269

2012

113 in paragraph (b) to the registered owner of the motor vehicle
114 involved in the violation of s. 316.172(1) (a) or (b).

115 (b)1.a. Within 10 days after a violation, notification
116 shall be sent to the registered owner of the motor vehicle
117 involved in the violation specifying the remedies available
118 under s. 318.14 and that the violator must pay the penalty of
119 \$265 to the department, county, or municipality, or furnish an
120 affidavit in accordance with paragraph (d), within 30 days
121 following the date of the notification in order to avoid court
122 fees, costs, and the issuance of a traffic citation. The
123 notification shall be sent by first-class mail.

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

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

137 3. A penalty amount of \$265 shall be assessed for a
138 violation of s. 316.172(1) (a) or (b) when a driver has failed to
139 stop upon approaching any school bus that displays a stop
140 signal. Of that amount, \$170 shall be remitted to the school

HB 269

2012

141 district in which the violation occurred, \$65 shall be deposited
142 into the Emergency Medical Services Trust Fund of the Department
143 of Health to be used as provided in s. 395.4036, \$15 shall be
144 remitted to the department, and \$15 shall be retained by the
145 county or municipality issuing the notice or citation or
146 retained by the department if the department issued the notice
147 or citation.

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

153 b. Delivery of the traffic citation constitutes
154 notification under this paragraph.

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

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

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

169 observed.

170 (d)1. The owner of the motor vehicle involved in the
 171 violation is responsible and liable for paying the uniform
 172 traffic citation issued for a violation of s. 316.172(1)(a) or
 173 (b), unless the owner can establish that:

174 a. The motor vehicle passed the bus at the direction of a
 175 law enforcement officer;

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

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

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

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

194 b. If a traffic citation for a violation of s.
 195 316.172(1)(a) or (b) was issued at the location of the violation
 196 by a law enforcement officer, the affidavit must include the

HB 269

2012

197 serial number of the uniform traffic citation.

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

213 4. The submission of a false affidavit is a misdemeanor of
214 the second degree, punishable as provided in s. 775.082 or s.
215 775.083.

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

224 (2) This section supplements the enforcement of s.

HB 269

2012

225 316.172(1)(a) and (b) and does not prohibit a law enforcement
226 officer from issuing a traffic citation for a violation of s.
227 316.172(1)(a) or (b).

228 (3)(a) Each school district that deploys a school bus
229 traffic infraction detector shall submit a report by October 1,
230 2014, and annually thereafter, to the department which details
231 the results of using the school bus traffic infraction detector
232 and the procedures for enforcement for the preceding state
233 fiscal year. The information submitted by counties and
234 municipalities must include statistical data and information
235 required by the department to complete the report required under
236 paragraph (b).

237 (b) On or before December 31, 2014, and annually
238 thereafter, the department shall provide a summary report to the
239 Governor, the President of the Senate, and the Speaker of the
240 House of Representatives regarding the use and operation of
241 traffic infraction detectors under this section, along with the
242 department's recommendations and recommendations for any
243 necessary legislation. The summary report must include a review
244 of the information submitted to the department by counties and
245 municipalities and must describe the enhancement of the traffic
246 safety and enforcement programs.

247 Section 4. Section 316.07457, Florida Statutes, is created
248 to read:

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

253 according to specifications prescribed by the department. The
 254 department shall establish such specifications by December 31,
 255 2012.

256 Section 5. Section 316.0777, Florida Statutes, is created
 257 to read:

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

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

265 316.640 Enforcement.—The enforcement of the traffic laws
 266 of this state is vested as follows:

267 (1) STATE.—

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

271 2.a. The Department of Transportation shall develop
 272 training and qualifications standards for toll enforcement
 273 officers whose sole authority is to enforce the payment of tolls
 274 pursuant to s. 316.1001. ~~Nothing in~~ This subparagraph does not
 275 authorize a toll enforcement officer to carry a firearm shall be
 276 construed to permit the carrying of firearms or other weapons
 277 and does not authorize, nor shall a toll enforcement officer to
 278 make arrests have arrest authority.

279 b. For the purpose of enforcing s. 316.1001, governmental
 280 entities, as defined in s. 334.03, which own or operate a toll

281 facility may employ independent contractors or designate
282 employees as toll enforcement officers; however, any such toll
283 enforcement officer must successfully meet the training and
284 qualifications standards for toll enforcement officers
285 established by the Department of Transportation.

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

303 (5) (a) Any sheriff's department or police department of a
304 municipality may employ, as a traffic infraction enforcement
305 officer, any individual who successfully completes instruction
306 in traffic enforcement procedures and court presentation through
307 the Selective Traffic Enforcement Program as approved by the
308 Division of Criminal Justice Standards and Training of the

HB 269

2012

309 Department of Law Enforcement, or through a similar program, but
310 who does not necessarily otherwise meet the uniform minimum
311 standards established by the Criminal Justice Standards and
312 Training Commission for law enforcement officers or auxiliary
313 law enforcement officers under s. 943.13. Any such traffic
314 infraction enforcement officer who observes the commission of a
315 traffic infraction or, in the case of a parking infraction, who
316 observes an illegally parked vehicle may issue a traffic
317 citation for the infraction when, based upon personal
318 investigation, he or she has reasonable and probable grounds to
319 believe that an offense has been committed which constitutes a
320 noncriminal traffic infraction as defined in s. 318.14. In
321 addition, any such traffic infraction enforcement officer may
322 issue a traffic citation under s. 316.0083 or s. 316.0084. For
323 purposes of enforcing s. 316.0083 or s. 316.0084, any sheriff's
324 department or police department of a municipality may designate
325 employees as traffic infraction enforcement officers. The
326 traffic infraction enforcement officers must be physically
327 located in the county of the respective sheriff's or police
328 department.

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

337 law enforcement officer.

338 (c) This subsection does not permit the carrying of
 339 firearms or other weapons, nor do traffic infraction enforcement
 340 officers have arrest authority other than the authority to issue
 341 a traffic citation as provided in this subsection.

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

344 316.650 Traffic citations.—

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

357 (b) If a traffic citation is issued pursuant to s.
 358 316.1001, a traffic enforcement officer may deposit the original
 359 traffic citation or, in the case of a traffic enforcement agency
 360 that has an automated citation system, may provide by an
 361 electronic transmission a replica of the citation data to a
 362 court having jurisdiction over the alleged offense or with its
 363 traffic violations bureau within 45 days after the date of
 364 issuance of the citation to the violator. If the person cited

365 for the violation of s. 316.1001 makes the election provided by
 366 s. 318.14(12) and pays the \$25 fine, or such other amount as
 367 imposed by the governmental entity owning the applicable toll
 368 facility, plus the amount of the unpaid toll that is shown on
 369 the traffic citation directly to the governmental entity that
 370 issued the citation, or on whose behalf the citation was issued,
 371 in accordance with s. 318.14(12), the traffic citation will not
 372 be submitted to the court, the disposition will be reported to
 373 the department by the governmental entity that issued the
 374 citation, or on whose behalf the citation was issued, and no
 375 points will be assessed against the person's driver's license.

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

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

384 318.14 Noncriminal traffic infractions; exception;
 385 procedures.—

386 (2) Except as provided in ss. 316.1001(2), ~~and~~ 316.0083,
 387 and 316.0084, any person cited for a violation requiring a
 388 mandatory hearing listed in s. 318.19 or any other criminal
 389 traffic violation listed in chapter 316 must sign and accept a
 390 citation indicating a promise to appear. The officer may
 391 indicate on the traffic citation the time and location of the
 392 scheduled hearing and must indicate the applicable civil penalty

HB 269

2012

393 established in s. 318.18. For all other infractions under this
394 section, except for infractions under s. 316.1001, the officer
395 must certify by electronic, electronic facsimile, or written
396 signature that the citation was delivered to the person cited.
397 This certification is prima facie evidence that the person cited
398 was served with the citation.

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

401 318.18 Amount of penalties.—The penalties required for a
402 noncriminal disposition pursuant to s. 318.14 or a criminal
403 offense listed in s. 318.17 are as follows:

404 (5) (a) Two ~~One~~ hundred dollars for a violation of s.
405 316.172(1) (a), failure to stop for a school bus. If, at a
406 hearing, the alleged offender is found to have committed this
407 offense, the court shall impose a minimum civil penalty of \$200
408 ~~\$100~~. In addition to this penalty, for a second or subsequent
409 offense within a period of 5 years, the department shall suspend
410 the driver's license of the person for not less than 90 days and
411 not more than 6 months.

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

421 (c) In addition to the penalty under paragraph (a) or
422 paragraph (b), \$65 for a violation of s. 316.172(1)(a) or (b).
423 If the alleged offender is found to have committed the offense,
424 the court shall impose the civil penalty under paragraph (a) or
425 paragraph (b) plus an additional \$65. As provided in s.
426 316.0084(1)(b)3., the additional \$65 collected under this
427 paragraph shall be remitted to the Department of Revenue for
428 deposit into the Emergency Medical Services Trust Fund of the
429 Department of Health to be used as provided in s. 395.4036.

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

432 (e) If a person who is cited for a violation of s.
433 316.172(1)(a) or (b), as enforced by a traffic infraction
434 enforcement officer under s. 316.0084, presents documentation
435 from the appropriate governmental entity that the traffic
436 citation was in error, the clerk of court may dismiss the case,
437 and may not impose a charge for this service.

438 Section 10. Section 321.51, Florida Statutes, is created
439 to read:

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

449 Section 11. Paragraph (d) of subsection (3) of section
 450 322.27, Florida Statutes, is amended to read:

451 322.27 Authority of department to suspend or revoke
 452 license.—

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

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

- 468 1. Reckless driving, willful and wanton—4 points.
- 469 2. Leaving the scene of a crash resulting in property
 470 damage of more than \$50—6 points.
- 471 3. Unlawful speed resulting in a crash—6 points.
- 472 4. Passing a stopped school bus—4 points.
- 473 5. Unlawful speed:
 - 474 a. Not in excess of 15 miles per hour of lawful or posted
 475 speed—3 points.
 - 476 b. In excess of 15 miles per hour of lawful or posted

477 speed—4 points.

478 6. A violation of a traffic control signal device as
479 provided in s. 316.074(1) or s. 316.075(1)(c)1.—4 points.
480 However, no points shall be imposed for a violation of s.
481 316.074(1) or s. 316.075(1)(c)1. when a driver has failed to
482 stop at a traffic signal and when enforced by a traffic
483 infraction enforcement officer. In addition, a violation of s.
484 316.074(1) or s. 316.075(1)(c)1. when a driver has failed to
485 stop at a traffic signal and when enforced by a traffic
486 infraction enforcement officer may not be used for purposes of
487 setting motor vehicle insurance rates. Furthermore, no points
488 shall be imposed for a violation of s. 316.172(1)(a) or (b) when
489 a driver has failed to stop upon approaching any school bus that
490 displays a stop signal and when enforced by a traffic infraction
491 enforcement officer. In addition, a violation of s.
492 316.172(1)(a) or (b) when a driver has failed to stop upon
493 approaching any school bus that displays a stop signal and when
494 enforced by a traffic infraction enforcement officer may not be
495 used for purposes of setting motor vehicle insurance rates.

496 7. All other moving violations (including parking on a
497 highway outside the limits of a municipality)—3 points. However,
498 no points shall be imposed for a violation of s. 316.0741 or s.
499 316.2065(12); and points shall be imposed for a violation of s.
500 316.1001 only when imposed by the court after a hearing pursuant
501 to s. 318.14(5).

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

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

HB 269

2012

505 10. Any conviction under s. 316.0775(2)-4 points.

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

512 Section 13. This act shall take effect July 1, 2012.