

HB 1335

2013

1 A bill to be entitled  
2 An act relating to traffic offenses; creating s.  
3 318.195, F.S.; providing criminal penalties for a  
4 person who commits a moving violation that causes  
5 serious bodily injury to, or causes or contributes to  
6 the death of, a pedestrian or a person operating or  
7 riding in a motor vehicle or operating or riding on a  
8 motorcycle or bicycle; requiring that the person pay a  
9 specified fine, serve a minimum period of  
10 incarceration, and attend a driver improvement course;  
11 requiring that the court revoke the person's driver  
12 license for a minimum specified period; providing that  
13 the act does not prohibit the person from being  
14 charged with, convicted of, or punished for any other  
15 violation of law; providing an effective date.

16  
17 Be It Enacted by the Legislature of the State of Florida:

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19 Section 1. Section 318.195, Florida Statutes, is created  
20 to read:

21 318.195 Enhanced penalties for moving violations causing  
22 injury or death.—

23 (1) A person who commits a moving violation that causes  
24 serious bodily injury, as defined in s. 316.1933, to a  
25 pedestrian or to a person operating or riding in a motor vehicle  
26 or operating or riding on a motorcycle or bicycle commits a  
27 misdemeanor of the second degree, punishable as provided in s.  
28 775.082 or s. 775.083, and, upon conviction, shall pay a fine of

HB 1335

2013

29 not less than \$500, serve a minimum of 30 days of incarceration,  
30 and attend a driver improvement course. The court shall also  
31 revoke the person's driver license for at least 30 days.

32 (2) A person who commits a moving violation that causes or  
33 contributes to the death of a pedestrian or a person operating  
34 or riding in a motor vehicle or operating or riding on a  
35 motorcycle or bicycle commits a misdemeanor of the first degree,  
36 punishable as provided in s. 775.082 or s. 775.083, and, upon  
37 conviction, shall pay a fine of not less than \$1,000, serve a  
38 minimum of 90 days of incarceration, and, in lieu of the  
39 requirements of s. 322.0261, attend an advanced driver  
40 improvement course. The court shall also revoke the person's  
41 driver license for at least 1 year.

42 (3) This section does not prohibit a person from being  
43 charged with, convicted of, or punished for any other violation  
44 of law.

45 Section 2. This act shall take effect July 1, 2013.