

By Senator Evers

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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 the death of, a
6 vulnerable road user; requiring that the person pay a
7 specified fine, serve a minimum period of house
8 arrest, and attend a driver improvement course;
9 requiring that the court revoke the person's driver
10 license for a minimum specified period; providing that
11 the act does not prohibit the person from being
12 charged with, convicted of, or punished for any other
13 violation of law; providing an effective date.
14

15 Be It Enacted by the Legislature of the State of Florida:
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17 Section 1. Section 318.195, Florida Statutes, is created to
18 read:

19 318.195 Enhanced penalties for moving violations causing
20 serious bodily injury or death.-

21 (1) A person who commits a moving violation that causes
22 serious bodily injury, as defined in s. 316.027(1), to a
23 vulnerable road user, as that term is defined in s. 316.027(1),
24 commits a misdemeanor of the second degree, punishable as
25 provided in s. 775.082 or s. 775.083, and, upon conviction,
26 shall pay a fine of at least \$1,500, serve a minimum of 30 days
27 of house arrest, and attend a driver improvement course. The
28 court shall also revoke the person's driver license for at least
29 30 days.

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30 (2) A person who commits a moving violation that causes the
31 death of a vulnerable road user commits a misdemeanor of the
32 first degree, punishable as provided in s. 775.082 or s.
33 775.083, and, upon conviction, shall pay a fine of at least
34 \$5,000, serve a minimum of 180 days of house arrest, and in lieu
35 of the requirements of s. 322.0261, attend an advanced driver
36 improvement course. The court shall also revoke the person's
37 driver license for at least 1 year.

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

41 Section 2. This act shall take effect October 1, 2015.