By Senator Thurston

33-01467-18   20181112__

1   A bill to be entitled

2   An act relating to motor vehicle theft; amending s.

3   316.1975, F.S.; providing criminal penalties if a

4   vehicle's ignition is not locked in a proper manner

5   and the vehicle is stolen by a minor; providing an

6   effective date.

7

8   Be It Enacted by the Legislature of the State of Florida:

9

10   Section 1. Section 316.1975, Florida Statutes, is amended

11   to read:

12   316.1975 Unattended motor vehicle.—

13   (1) A person driving or in charge of any motor vehicle may

14   not permit it to stand unattended without first stopping the

15   engine, locking the ignition, and removing the key. A vehicle

16   may not be permitted to stand unattended upon any perceptible

17   grade without stopping the engine and effectively setting the

18   brake thereon and turning the front wheels to the curb or side

19   of the street. Except as provided in subsection (3), a violation

20   of this section is a noncriminal traffic infraction, punishable

21   as a nonmoving violation as provided in chapter 318.

22   (2) This section does not apply to the operator of:

23   (a) An authorized emergency vehicle while in the

24   performance of official duties and the vehicle is equipped with

25   an activated antitheft device that prohibits the vehicle from

26   being driven;

27   (b) A licensed delivery truck or other delivery vehicle

28   while making deliveries;

29   (c) A solid waste or recovered materials collection vehicle

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

33-01467-18   20181112__

30 while collecting such items; or

31   (d) A vehicle that is started by remote control while the

32 ignition, transmission, and doors are locked.

33   (3) It is a misdemeanor of the second degree, punishable as

34 provided in s. 775.082 or s. 775.083, if a person violates

35 subsection (1) by failing to lock the ignition of a motor

36 vehicle in the required manner and, as a result thereof, a minor

37 commits the offense of theft of the motor vehicle.

38   Section 2. This act shall take effect October 1, 2018.