CS/HB 351

1	A bill to be entitled
2	An act relating to traffic infractions; amending s.
3	316.192, F.S.; providing additional actions that
4	constitute reckless driving per se; increasing
5	penalties for reckless driving; amending s. 318.14,
6	F.S.; authorizing, rather than requiring, an officer
7	to indicate the applicable civil penalty on a traffic
8	citation; amending s. 318.19, F.S.; requiring a person
9	cited for certain infractions to appear at a scheduled
10	hearing; providing an effective date.
11	
12	Be It Enacted by the Legislature of the State of Florida:
13	
14	Section 1. Subsections (1) and (2) of section 316.192,
15	Florida Statutes, are amended to read:
16	316.192 Reckless driving
17	(1)(a) A Any person who drives a any vehicle in willful or
18	wanton disregard for the safety of persons or property <u>commits</u>
19	is guilty of reckless driving.
20	(b) Fleeing a law enforcement officer in a motor vehicle
21	is reckless driving per se.
22	(c) Exceeding the speed limit by 50 mph or more is
23	reckless driving per se.
24	(d) Operating a motor vehicle at 100 mph or more is
25	reckless driving per se.
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26 Except as provided in subsection (3), a any person (2) 27 convicted of reckless driving shall be punished: 28 Upon a first conviction, by imprisonment for up to a (a) 29 period of not more than 90 days or by a fine of not less than 30 \$25 nor more than \$500, or by both such fine and imprisonment. 31 On a second or subsequent conviction, by imprisonment (b) 32 for up to not more than 6 months or by a fine of not less than 33 \$5,000 \$50 nor more than \$1,000, or by both such fine and imprisonment. In addition, the court shall revoke the person's 34 35 driving privilege for 1 year. Section 2. Subsection (2) of section 318.14, Florida 36 37 Statutes, is amended to read: 318.14 Noncriminal traffic infractions; exception; 38 39 procedures.-(2) Except as provided in ss. 316.1001(2), 316.0083, 40 316.173, and 316.1896, any person cited for a violation 41 42 requiring a mandatory hearing listed in s. 318.19 or any other 43 criminal traffic violation listed in chapter 316 must sign and 44 accept a citation indicating a promise to appear. The officer 45 may indicate on the traffic citation the time and location of 46 the scheduled hearing and may must indicate the applicable civil penalty established in s. 318.18. For all other infractions 47 under this section, except for infractions under s. 316.1001, 48 the officer must certify by electronic, electronic facsimile, or 49 written signature that the citation was delivered to the person 50

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cited. This certification is prima facie evidence that the 51 52 person cited was served with the citation. 53 Section 3. Subsections (4) and (5) of section 318.19, 54 Florida Statutes, are amended, and subsection (6) is added to 55 that section, to read: 56 318.19 Infractions requiring a mandatory hearing.-Any person cited for the infractions listed in this section shall 57 not have the provisions of s. 318.14(2), (4), and (9) available 58 59 to him or her but must appear before the designated official at the time and location of the scheduled hearing: 60 Any infraction of s. 316.520(1) or (2); or 61 (4) 62 Any infraction of s. 316.183(2), s. 316.187, or s. (5) 316.189 of exceeding the speed limit by 30 mph or more; or 63 64 (6) Any infraction of s. 316.1926. This act shall take effect July 1, 2025. 65 Section 4.

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