

By Senator Baxley

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1 A bill to be entitled
2 An act relating to vulnerable road users; creating s.
3 316.0265, 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 such person to pay a
7 fine, serve a minimum period of house arrest, and
8 attend a driver improvement course; requiring the
9 court to revoke such person's driver license for a
10 minimum specified period; providing construction;
11 providing an effective date.

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

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15 Section 1. Section 316.0265, Florida Statutes, is created
16 to read:

17 316.0265 Enhanced penalties for moving violations that
18 cause injury or death to vulnerable road users.-

19 (1) A person who commits a moving violation that causes
20 serious bodily injury, as defined in s. 316.027, to a vulnerable
21 road user, as defined in s. 316.027, commits a misdemeanor of
22 the second degree, punishable as provided in s. 775.082 or s.
23 775.083, and, upon conviction, shall pay a fine of not less than
24 \$1,500, serve a minimum of 30 days of house arrest, and attend a
25 driver improvement course. The court shall also revoke the
26 person's driver license for at least 30 days.

27 (2) A person who commits a moving violation that causes the
28 death of a vulnerable road user, as defined in s. 316.027,
29 commits a misdemeanor of the first degree, punishable as
30 provided in s. 775.082 or s. 775.083, and, upon conviction,
31 shall pay a fine of not less than \$5,000, serve a minimum of 180
32 days of house arrest, and attend an advanced driver improvement

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33 course in lieu of a department-approved driver improvement
34 course required under s. 322.0261. The court shall also revoke
35 the person's driver license for at least 1 year.

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

39 Section 2. This act shall take effect October 1, 2017.