

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 is not locked in a proper manner and the  
5           vehicle is stolen by a minor; providing an effective  
6           date.

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

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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

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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  
30 | vehicle 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  
34 | as 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  
37 | minor commits the offense of theft of the motor vehicle.

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