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A bill to be entitled  
 An act relating to motor vehicle racing penalties;  
 amending s. 316.191, F.S.; increasing the fine for  
 offenses of drag race, street takeover, stunt driving,  
 competition, contest, test, or exhibition; increasing  
 the criminal penalty and revising applicability of the  
 criminal penalty for second offenses of drag race,  
 street takeover, stunt driving, competition, contest,  
 test, or exhibition occurring within a specified time  
 period; increasing the fine for such violations;  
 increasing the penalty for third or subsequent  
 offenses of drag race, street takeover, stunt driving,  
 competition, contest, test, or exhibition occurring  
 within a specified time period; increasing the fine  
 for such violations; increasing the fine for acting as  
 a spectator at a drag race, street takeover, stunt  
 driving, competition, contest, test, or exhibition;  
 providing penalties for impeding, obstructing, or  
 interfering with an emergency vehicle while  
 participating in a drag race, street takeover, stunt  
 driving, competition, contest, test, or exhibition;  
 providing an effective date.

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

26 Section 1. Subsection (3), and paragraph (b) of subsection  
 27 (4) of section 316.191, Florida Statutes, are amended, and  
 28 subsection (2) and paragraph (a) of subsection (4) of that  
 29 section are republished, to read:

30 316.191 Racing on highways, street takeovers, and stunt  
 31 driving.—

32 (2) A person may not:

33 (a) Drive any motor vehicle in any street takeover, stunt  
 34 driving, race, speed competition or contest, drag race or  
 35 acceleration contest, test of physical endurance, or exhibition  
 36 of speed or acceleration or for the purpose of making a speed  
 37 record on any highway, roadway, or parking lot;

38 (b) In any manner participate in, coordinate through  
 39 social media or otherwise, facilitate, or collect moneys at any  
 40 location for any such race, drag race, street takeover, stunt  
 41 driving, competition, contest, test, or exhibition;

42 (c) Knowingly ride as a passenger in any such race, drag  
 43 race, street takeover, stunt driving, competition, contest,  
 44 test, or exhibition;

45 (d) Purposefully cause the movement of traffic, including  
 46 pedestrian traffic, to slow, stop, or be impeded in any way for  
 47 any such race, drag race, street takeover, stunt driving,  
 48 competition, contest, test, or exhibition;

49 (e) Operate a motor vehicle for the purpose of filming or  
 50 recording the activities of participants in any such race, drag

51 race, street takeover, stunt driving, competition, contest,  
52 test, or exhibition. This paragraph does not apply to bona fide  
53 members of the news media; or

54 (f) Operate a motor vehicle carrying any amount of fuel  
55 for the purposes of fueling a motor vehicle involved in any such  
56 race, drag race, street takeover, stunt driving, competition,  
57 contest, test, or exhibition.

58 (3) (a) 1. Except as provided in subparagraphs 2. and 3. and  
59 paragraph (b), any person who violates subsection (2) commits a  
60 misdemeanor of the first degree, punishable as provided in s.  
61 775.082 or s. 775.083. Any person who violates subsection (2)  
62 shall pay a fine of not less than \$1,500 ~~\$500~~ and not more than  
63 \$2,500 ~~\$1,000~~, and the department shall revoke the driver  
64 license of a person so convicted for 1 year. A hearing may be  
65 requested pursuant to s. 322.271.

66 2. (b) Any person who commits a second violation of  
67 subsection (2) within 1 year ~~5 years~~ after the date of a prior  
68 violation that resulted in a conviction for a violation of  
69 subsection (2) commits a felony of the third degree ~~misdemeanor~~  
70 ~~of the first degree~~, punishable as provided in s. 775.082, ~~or~~ s.  
71 775.083, or s. 775.084, and shall pay a fine of not less than  
72 \$5,000 ~~\$1,000~~ and not more than \$7,500 ~~\$3,000~~. The department  
73 shall also revoke the driver license of that person for 2 years.  
74 A hearing may be requested pursuant to s. 322.271.

75 3. (e) Any person who commits a third or subsequent

76 violation of subsection (2) within 5 years after the date of a  
77 prior violation that resulted in a conviction for a violation of  
78 subsection (2) commits a felony ~~misdemeanor~~ of the third ~~first~~  
79 degree, punishable as provided in s. 775.082, ~~or~~ s. 775.083, or  
80 s. 775.084, and shall pay a fine of not less than \$7,500 ~~\$2,000~~  
81 and not more than \$10,000 ~~\$5,000~~. The department shall also  
82 revoke the driver license of that person for 4 years. A hearing  
83 may be requested pursuant to s. 322.271.

84 (b)1. Except as provided in subparagraph 2., any person  
85 who violates subsection (2) and, in the course of committing the  
86 offense, knowingly impedes, obstructs, or interferes with an  
87 authorized emergency vehicle, as defined in s. 316.003(1), that  
88 is on call and responding to an emergency other than a violation  
89 of this section, commits a felony of the third degree,  
90 punishable as provided in subparagraph(a)2.

91 2. Any person who commits a second or subsequent violation  
92 of subparagraph 1. commits a felony of the second degree,  
93 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.  
94 The department shall also revoke the driver license of that  
95 person for 4 years. A hearing may be requested pursuant to s.  
96 322.271.

97 (c)-(d) In any case charging a violation of subsection (2),  
98 the court shall be provided a copy of the driving record of the  
99 person charged and may obtain any records from any other source  
100 to determine if one or more prior convictions of the person for

101 a violation of subsection (2) have occurred within a specified  
102 period ~~5 years~~ before the charged offense.

103 (4) (a) A person may not be a spectator at any race, drag  
104 race, or street takeover prohibited under subsection (2).

105 (b) A person who violates paragraph (a) commits a  
106 noncriminal traffic infraction, punishable by a fine of \$250 ~~as~~  
107 ~~a moving violation as provided in chapter 318.~~

108 Section 2. This act shall take effect July 1, 2024.