

Effect of Convictions/Court Orders on Driving Privileges in Florida

<u>Conviction</u>	<u>Effect</u>	<u>Statute</u>
Possession or sale of, trafficking in, or conspiracy to possess, sell or traffic in a controlled substance	Revocation for 2 years or until the person is evaluated for, and if necessary, completes a drug treatment program	322.055
ANY felony in the commission of which a motor vehicle was used	Mandatory Revocation	322.26(5)
Theft of any motor vehicle or parts or components of any motor vehicle	Automatic Revocation whether ordered by court or not; Reinstatement considered ONLY after expiration of full sentence imposed	322.274
Any violation of the law against lewdness, assignation, and prostitution where violation has been effected through the use of a motor vehicle	Mandatory Revocation	322.26(7)
Failure to comply with a subpoena, order to appear, order to show cause, delinquent on support obligations, or similar order	Suspended license and registration of all motor vehicles owned by the person until compliance with order	322.058(1)
Failure to pay financial obligation for any criminal offense, in full or in part under a payment plan	Suspension until clerk of court provides department with affidavit that financial obligation is satisfied, complying with payment plan or court order is issued granting relief	322.245
Conviction of offenses committed under 817.234(8) or 817.505 <ul style="list-style-type: none"> • Insurance Fraud- solicit any business from a person involved in motor vehicle accident for the purpose of making, adjusting settling claims with intent to defraud • Patient Brokering- offering or 	Mandatory Revocation	322.26(a)

soliciting kickbacks for referring patients		
Driving Under the Influence- Fourth Violation	Mandatory Permanent Revocation	322.26
Providing alcohol to a person under 21 years of age	Discretionary; the court MAY withhold the issuance of, or suspend or revoke the driver's license for not less than 3 months or more than 6 months for the first violation and 1 year for any subsequent violation	322.057
Fleeing or attempting to elude a police officer	Suspension if, after receiving notice of failure to comply with court directives within allotted time, he or she does not comply within 30 days	318.17
Leaving the scene of a crash	Suspension if, after receiving notice of failure to comply with court directives within allotted time, he or she does not comply within 30 days	318.17
Driving, or being in actual physical control of any vehicle while under the influence of alcoholic beverages, any chemical substance in 877.111 or any controlled substance or unlawful Blood Alcohol Level	Suspension if, after receiving notice of failure to comply with court directives within allotted time, he or she does not comply within 30 days	318.17
Reckless Driving	Suspension if, after receiving notice of failure to comply with court directives within allotted time, he or she does not comply within 30 days	318.17
Conviction, or forfeiture or bail not vacated, upon three charges of reckless driving committed within a period of 12 months	Mandatory Revocation	322.26(6)
Making False Crash Reports	Suspension if, after receiving notice of failure to comply with court directives within allotted time, he or she does not comply within 30 days	318.17

Willfully failing or refusing to comply with any lawful order or direction of any police officer or member of the fire department	Suspension if, after receiving notice of failure to comply with court directives within allotted time, he or she does not comply within 30 days	318.17
Obstructing an officer and any other Offense in §316 classified as criminal violation	suspension if, after receiving notice of failure to comply, he or she does not comply within 30 days	318.17
Murder resulting from operation of a motor vehicle	Mandatory Permanent Revocation	322.26(1)(a)
DUI Manslaughter where the conviction represents a subsequent DUI-related conviction	Mandatory Permanent Revocation	322.26(2)
DUI manslaughter with no prior DUI-related conviction	Mandatory Permanent revocation; may petition court after 5 years for reinstatement [See 322.271(4)]	322.26(7)
Failure to stop and render aid as required under law in the event of a motor vehicle crash resulting in the death or personal injury of another	Mandatory Revocation	322.26(9)
Perjury or the making of a false affidavit or statement under oath relating to the ownership or operation of motor vehicles	Mandatory Revocation	322.26(5)
Any Misdemeanor under §320 <ul style="list-style-type: none"> • Altering license plates, registration • counterfeiting license plates, validation stickers, etc. • attaching license plate not assigned 	Suspension if, after receiving notice of failure to comply with court directives within allotted time, he or she does not comply within 30 days	322.245
Conviction of a nonresident with driving privileges of any above offenses of nonresident driver	same manner and for same cause as if under FL law	322.23
Conviction of a resident of Florida of any of above offenses in another state or country	same manner and for same cause as if under FL law	322.24

Civil Infraction Involving Death	Mandatory 6 month Suspension	318.14(5)(I) 318.19(1)
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***Entrance of a plea of nolo contendere by the defendant to a charge of driving while intoxicated, driving under the influence, driving with unlawful Blood Alcohol level or any other alcohol-related or drug related offense specified in 316.193, shall be equivalent to a conviction.
322.25

*** Mandatory revocations under 322.26 are predominately imposed for the Department of Motor Vehicles