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TO: Law Enforcement Agencies

FROM: Dana Reiding, Chief  
Bureau of Records

SUBJECT: New Requirement for Speeding Violations, Effective January 1, 2010

Effective January 1, 2010, Traffic Court Rules change which affect how speeding violations are recorded on a Uniform Traffic Citation (UTC). An amendment to Traffic Court Rule 6.445 requires law enforcement officers to document the type of speed measurement device (radar, laser or pace clock) and the unit number when writing a speeding violation on a UTC. Officers who do not comply run the risk of having the citation dismissed. This required information must be documented in the "Comments Section" of the UTC.

Examples of this type documentation are listed below:

Pace Clock, tag# FHP 152

Radar 90665 (serial #)

Laser 12912 (serial #)

Aircraft Stopwatch 26590 (serial #)

Please note, Rule 6.455, permits the UTC to be amended by the issuing officer in open court at the time of a scheduled hearing before it commences, subject to approval of the Judge or Traffic Magistrate. This existing rule applies if an officer omits the new information from the citation after January 1. Another option would be to explain that this information is always available through a public records request, thus the defendant is not prejudiced by the omission.

As a reminder, all traffic related offenses under s. 316, Florida Statutes must be written on a UTC. Please visit our web site at [www.flhsmv.gov/courts](http://www.flhsmv.gov/courts) for more helpful information. Please direct any questions Bonnie Scott-Walls at (850) 617-2702 or [BonnieScott-Walls@flhsmv.gov](mailto:BonnieScott-Walls@flhsmv.gov).