

By Senator Campbell

33-18A-99

See HB

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A bill to be entitled
An act relating to motor vehicle airbags;
providing a short title; providing definitions;
requiring a record of any sale, replacement, or
installation of an airbag; specifying required
information; providing for inspection and
disclosure of such records; prohibiting certain
activities; providing penalties; providing an
effective date.

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

Section 1. Airbag Antitheft Act.--

(1) SHORT TITLE.--This section may be cited as the
"Airbag Antitheft Act."

(2) DEFINITIONS.--As used in this section, the term
"airbag" means an inflatable restraint system that is designed
to be installed and to operate in a motor vehicle to activate
in the event of a crash; and a "salvaged airbag" is one which
has been removed from a motor vehicle.

(3) SALE OF SALVAGED AIRBAGS; REPLACEMENT OF AIRBAGS;
RECORDS.--Any person who purchases or sells any salvaged
airbag or replaces an airbag shall maintain a manual or
electronic record of the transaction, which shall include the
identification number of the airbag; the vehicle
identification number of the vehicle from which a salvaged
airbag was removed, if known; the name, address, and driver
license number or other means of identification of the person
from whom a salvaged airbag was purchased; and to whom an
airbag is sold or for whom an airbag is replaced. Such record
shall be made available for inspection upon demand by any law

1 enforcement officer of this state or other authorized
2 representative of the agency charged with administration of
3 this section. Upon request, information within a portion of
4 such record pertaining to a specific transaction shall be
5 provided to an insurer or a consumer.

6 (4) PROHIBITION; PENALTIES.--

7 (a) It is unlawful for any person to knowingly
8 possess, sell, or install a stolen uninstalled airbag, any
9 airbag from which the manufacturer's part identification
10 number has been removed, altered, or defaced, or an airbag
11 taken from a stolen motor vehicle. Any person who violates
12 this provision commits a felony of the third degree,
13 punishable as provided in s. 775.082, s. 775.083, or s.
14 775.084, Florida Statutes.

15 (b) Any person who fails to maintain complete and
16 accurate records or prepare complete and accurate documents
17 required by this act commits a misdemeanor of the first
18 degree, punishable as provided in s. 775.082 or s. 775.083,
19 Florida Statutes.

20 Section 2. This act shall take effect October 1, 1999.

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23 LEGISLATIVE SUMMARY

24 Creates the "Airbag Antitheft Act" to provide for
25 identifying and preventing installation of stolen
26 airbags. Imposes requirements on businesses removing or
installing airbags. See bill for details.