

By the Committee on Transportation and Senators Grant and Dawson-White

306-2124-99

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A bill to be entitled
An act relating to the Florida Safety Belt Law;
amending s. 316.614, F.S.; providing
restrictions on authority to search a motor
vehicle, its contents, the driver, or a
passenger based on a safety belt violation;
deleting a provision that requires enforcement
of the act only as a secondary action;
providing an effective date.

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

Section 1. Subsection (8) of section 316.614, Florida Statutes, is amended to read:

316.614 Safety belt usage.--

(8) Any person who violates the provisions of this section commits a nonmoving violation, punishable as provided in chapter 318. A law enforcement officer may not search or inspect a motor vehicle, its contents, the driver, or a passenger solely because of a violation of this section.

~~However, enforcement of this section by state or local law enforcement agencies must be accomplished only as a secondary action when a driver of a motor vehicle has been detained for a suspected violation of another section of this chapter, chapter 320, or chapter 322.~~

Section 2. This act shall take effect July 1, 1999.

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STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN
COMMITTEE SUBSTITUTE FOR
SB 0090

The CS provides that a law enforcement officer may not search or inspect a motor vehicle, its contents, the driver, or a passenger solely because of a violation of the safety belt law.