



HB 0125

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A bill to be entitled
An act relating to safety belt law enforcement; amending
s. 316.614, F.S.; providing exception to enforcement 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.--

(4) It is unlawful for any person:

(a) To operate a motor vehicle in this state unless each
passenger of the vehicle under the age of 18 years is restrained
by a safety belt or by a child restraint device pursuant to s.
316.613, if applicable; or

(b) To operate a motor vehicle in this state unless the
person is restrained by a safety belt.

(8) (a) Any person who violates the provisions of this
section commits a nonmoving violation, punishable as provided in
chapter 318. However, except for violations of s. 316.613 and
except as provided in paragraph (b), 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.

(b) If a law enforcement officer suspects the driver of a
vehicle is in violation of both paragraphs (4) (a) and (b),
enforcement of this section shall be accomplished as a primary
action and the vehicle may be detained by the law enforcement



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30 officer for a suspected violation of both paragraphs (4) (a) and

31 (b) .

32 Section 2. This act shall take effect upon becoming a law.