

By the Committee on Transportation; and Senator Sebesta

306-2493-03

1                                   A bill to be entitled  
2           An act relating to safety belt law enforcement;  
3           amending s. 316.614, F.S.; deleting the  
4           requirement for enforcement of the Florida  
5           Safety Belt Law as a secondary action;  
6           providing an effective date.

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

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

12           316.614 Safety belt usage.--

13           (8) Any person who violates the provisions of this  
14 section commits a nonmoving violation, punishable as provided  
15 in chapter 318. ~~However, except for violations of s. 316.613,~~  
16 ~~enforcement of this section by state or local law enforcement~~  
17 ~~agencies must be accomplished only as a secondary action when~~  
18 ~~a driver of a motor vehicle has been detained for a suspected~~  
19 ~~violation of another section of this chapter, chapter 320, or~~  
20 ~~chapter 322.~~

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

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24                                   STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN  
25                                   COMMITTEE SUBSTITUTE FOR  
26                                   Senate Bill 504

27 This CS amends the Florida Safety Belt Law to provide for  
28 primary enforcement. A law enforcement officer would be  
29 authorized to stop a motorist and issue a citation for a  
30 safety belt violation upon reasonable suspicion the driver,  
31 any passenger under the age of 18 years, or any passenger in  
the front seat who is 18 years of age or older, is not  
restrained. A person violating this provision would be cited  
for a nonmoving violation, punishable by a \$30 fine plus  
applicable fees and court costs.