

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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1 Representative Slosberg offered the following:

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3 **Amendment (with title amendment)**

4 Between lines 534 and 535 insert:

5 Section 7. Sections 7-9 of this act shall be known by the
6 popular name the "Dori Slosberg Safety Belt Law."

7 Section 8. Subsections (8) and (9) of section 316.614,
8 Florida Statutes, are amended to read:

9 316.614 Safety belt usage.--

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

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17 (9)(a) A violation of the provisions of this section shall
18 not constitute negligence per se, nor shall such violation be
19 used as prima facie evidence of negligence or be considered in
20 mitigation of damages, but such violation may be considered as
21 evidence of comparative negligence, in any civil action.

22 (b) As in any other violation of this chapter, a vehicle,
23 the contents of a vehicle, the driver of a vehicle, or a
24 passenger in a vehicle may not be searched solely because of a
25 violation of this chapter.

26 Section 9. If by December 31, 2007, the State of Florida
27 has not received a minimum of \$28 million from the United States
28 Department of Transportation earmarked from funds directly
29 attributable to the changes made to section 316.614, Florida
30 Statutes, by this act, the provisions of this act amending
31 section 316.614, Florida Statutes, shall expire and revert to
32 the text as it existed prior to the effective date of the
33 changes made by this act.

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36 ===== T I T L E A M E N D M E N T =====

37 Remove line(s) 46, and insert:
38 authorities; creating the Dori Slosberg Safety Belt Law;
39 amending s. 316.614, F.S.; deleting requirement for enforcement
40 of the Florida Safety Belt Law as a secondary action; providing
41 that certain searches may not be conducted solely because of
42 certain violations; providing for changes to expire and revert
43 under certain circumstances; providing an effective date.