

CS/HB 1

2009

1 A bill to be entitled
 2 An act relating to safety belt law enforcement; creating
 3 the Dori Slosberg and Katie Marchetti Safety Belt Law;
 4 amending s. 316.614, F.S.; deleting a provision exempting
 5 certain passengers from using a safety belt; providing a
 6 safety belt exemption for motor vehicles not required to
 7 be equipped with safety belts under federal law; deleting
 8 a requirement for enforcement of the Florida Safety Belt
 9 Law as a secondary action; providing an effective date.

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

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 13 Section 1. This act may be cited as the "Dori Slosberg and
 14 Katie Marchetti Safety Belt Law."

15 Section 2. Subsections (6) and (8) of section 316.614,
 16 Florida Statutes, are amended to read:

17 316.614 Safety belt usage.--

18 (6) (a) Neither a person who is certified by a physician as
 19 having a medical condition that causes the use of a safety belt
 20 to be inappropriate or dangerous nor an employee of a newspaper
 21 home delivery service while in the course of his or her
 22 employment delivering newspapers on home delivery routes is
 23 required to be restrained by a safety belt.

24 ~~(b) The number of front seat passengers of a pickup truck~~
 25 ~~required to wear a safety belt pursuant to this section shall~~
 26 ~~not exceed the number of safety belts which were installed in~~
 27 ~~the front seat of such pickup truck by the manufacturer.~~

28 (b)~~(e)~~ An employee of a solid waste or recyclable
 29 collection service is not required to be restrained by a safety
 30 belt while in the course of employment collecting solid waste or
 31 recyclables on designated routes.

32 (c)~~(d)~~ The requirements of this section shall not apply to
 33 the living quarters of a recreational vehicle or a space within
 34 a truck body primarily intended for merchandise or property.

35 (d) This section does not apply to any motor vehicle that
 36 is not required to be equipped with safety belts under federal
 37 law.

38 (8) Any person who violates the provisions of this section
 39 commits a nonmoving violation, punishable as provided in chapter
 40 318. ~~However, except for violations of s. 316.613 and paragraph~~
 41 ~~(4)(a), enforcement of this section by state or local law~~
 42 ~~enforcement agencies must be accomplished only as a secondary~~
 43 ~~action when a driver of a motor vehicle has been detained for a~~
 44 ~~suspected violation of another section of this chapter, chapter~~
 45 ~~320, or chapter 322.~~

46 Section 3. This act shall take effect June 30, 2009.