

1 A bill to be entitled
 2 An act relating to safety belt usage; amending s.
 3 316.614, F.S.; requiring each passenger in a motor
 4 vehicle or autocycle to be restrained by a safety belt
 5 or child restraint device; amending s. 316.613, F.S.;
 6 conforming a cross-reference; providing an effective
 7 date.

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

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 11 Section 1. Subsections (6) through (10) of section
 12 316.614, Florida Statutes, are renumbered as subsections (5)
 13 through (9), respectively, and present subsections (4) and (5)
 14 of that section are amended to read:

15 316.614 Safety belt usage.—

16 (4) Except as otherwise provided in this section, it is
 17 unlawful for any person:

18 ~~(a) to operate a motor vehicle or an autocycle in this~~
 19 ~~state unless the person and each passenger ~~and the operator of~~~~
 20 ~~the vehicle or autocycle under the age of 18 years are~~
 21 restrained by a safety belt or by a child restraint device
 22 pursuant to s. 316.613, if applicable; ~~or~~

23 ~~(b) To operate a motor vehicle or an autocycle in this~~
 24 ~~state unless the person is restrained by a safety belt.~~

25 ~~(5) It is unlawful for any person 18 years of age or older~~

26 | ~~to be a passenger in the front seat of a motor vehicle or an~~
 27 | ~~autocycle unless such person is restrained by a safety belt when~~
 28 | ~~the vehicle or autocycle is in motion.~~

29 | Section 2. Paragraph (a) of subsection (1) of section
 30 | 316.613, Florida Statutes, is amended to read:

31 | 316.613 Child restraint requirements.—

32 | (1)(a) Every operator of a motor vehicle as defined in
 33 | this section, while transporting a child in a motor vehicle
 34 | operated on the roadways, streets, or highways of this state,
 35 | shall, if the child is 5 years of age or younger, provide for
 36 | protection of the child by properly using a crash-tested,
 37 | federally approved child restraint device.

38 | 1. For children aged through 3 years, such restraint
 39 | device must be a separate carrier or a vehicle manufacturer's
 40 | integrated child seat.

41 | 2. For children aged 4 through 5 years, a separate
 42 | carrier, an integrated child seat, or a child booster seat may
 43 | be used. However, the requirement to use a child restraint
 44 | device under this subparagraph does not apply when a safety belt
 45 | is used as required in s. 316.614(4) ~~s. 316.614(4)(a)~~ and the
 46 | child:

47 | a. Is being transported gratuitously by an operator who is
 48 | not a member of the child's immediate family;

49 | b. Is being transported in a medical emergency situation
 50 | involving the child; or

51 c. Has a medical condition that necessitates an exception
52 as evidenced by appropriate documentation from a health care
53 professional.

54 Section 3. This act shall take effect July 1, 2020.