

SAFETY BELT LAW AMENDMENTS

2015 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Lee B. Perry

Senate Sponsor: _____

LONG TITLE

General Description:

This bill modifies the Traffic Code by amending provisions relating to safety belt restraints.

Highlighted Provisions:

This bill:

- ▶ repeals the provision that provides that a state or local law enforcement officer may only enforce the safety belt restraint requirement as a secondary action in certain circumstances; and
- ▶ makes technical corrections.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

41-6a-1803, as last amended by Laws of Utah 2008, Chapter 160

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **41-6a-1803** is amended to read:

41-6a-1803. Driver and passengers -- Seat belt or child restraint device required.



28 (1) (a) The operator of a motor vehicle operated on a highway shall:
29 (i) wear a properly adjusted and fastened safety belt;
30 (ii) provide for the protection of each person younger than eight years of age by using a
31 child restraint device to restrain each person in the manner prescribed by the manufacturer of
32 the device; and
33 (iii) provide for the protection of each person eight years of age up to 16 years of age
34 by securing, or causing to be secured, a properly adjusted and fastened safety belt on each
35 person.
36 (b) Notwithstanding the requirement under Subsection (1)(a)(ii), a child under eight
37 years of age who is 57 inches tall or taller:
38 (i) is exempt from the requirement in Subsection (1)(a)(ii) to be in a child restraint
39 device; and
40 (ii) shall use a properly adjusted and fastened safety belt as required in Subsection
41 (1)(a)(iii).
42 (2) A ~~[passenger who is]~~ person 16 years of age or older ~~[of]~~ who is a passenger in a
43 motor vehicle operated on a highway shall wear a properly adjusted and fastened safety belt.
44 (3) If more than one person is not using a child restraint device or wearing a safety belt
45 in violation of Subsection (1), it is considered only one offense, and the driver may receive
46 only one citation for that offense.
47 ~~[(4) For a person 19 years of age or older who violates Subsection (1)(a)(i) or (2),~~
48 ~~enforcement by a state or local law enforcement officer shall be only as a secondary action~~
49 ~~when the person has been detained for a suspected violation of Title 41, Motor Vehicles, other~~
50 ~~than Subsection (1)(a)(i) or (2), or for another offense.]~~

Legislative Review Note
as of 1-2-15 10:38 AM

Office of Legislative Research and General Counsel