1	SEAT BELT ENFORCEMENT	
2	2003 GENERAL SESSION	
3	STATE OF UTAH	
4	Sponsor: Karen Hale	
5	This act modifies the Motor Vehicles Code by amending safety belt enforcement	
6	provisions. This act repeals the provision that makes a seat belt violation for a person 19	
7	years of age or older enforceable only as a secondary action when the person is detained	
8	for another offense.	
9	This act affects sections of Utah Code Annotated 1953 as follows:	
10	AMENDS:	
11	41-6-182, as repealed and reenacted by Chapter 153, Laws of Utah 2000	
12	Be it enacted by the Legislature of the state of Utah:	
13	Section 1. Section 41-6-182 is amended to read:	
14	41-6-182. Driver and passengers Seat belt or child restraint device required.	
15	(1) The driver of a motor vehicle operated on a highway shall:	
16	(a) wear a properly adjusted and fastened safety belt;	
17	(b) provide for the protection of each person younger than five years of age by using a	
18	child restraint device to restrain each person in the manner prescribed by the manufacturer of	
19	the device; and	
20	(c) provide for the protection of each person five years of age up to 16 years of age by	
21	using an appropriate child restraint device to restrain each person in the manner prescribed by	
22	the manufacturer of the device or by securing, or causing to be secured, a properly adjusted and	
23	fastened safety belt on each person.	
24	(2) A passenger who is 16 years of age or older of a motor vehicle operated on a	
25	highway shall wear a properly adjusted and fastened safety belt.	
26	(3) In accordance with Title 63, Chapter 46a, Utah Administrative Rulemaking Act, the	
27	commissioner of the Department of Public Safety shall set standards for approved safety belts	



S.B. 99 01-15-03 11:43 AM

28	and child restraint devices	
20	and child restraint devices	٠

2930

3132333435

(4) If more than one person is not using a child restraint device or wearing a safety bel
in violation of Subsection (1), it is only one offense and the driver may receive only one
citation.

[(5) For a person 19 years of age or older who violates Subsection (1)(a) or (2),
enforcement by a state or local law enforcement officer shall be only as a secondary action
when the person has been detained for a suspected violation of Title 41, Motor Vehicles, other
than Subsection (1)(a) or (2), or for another offense.

Legislative Review Note as of 12-30-02 7:08 AM

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel

Fiscal Not	te
Bill Number	SB0099

23-Jan-03 2:59 PM

State Impact

There would be some additional revenue from increased citations. Local governments would likely receive the bulk of the revenues, but some would likely go to the General Fund. This would all be dependent on where the citation is written and the number of additional citations.

Individual and Business Impact

Noncompliant cited motor vehicle operators will be charged a fine of \$52.

Office of the Legislative Fiscal Analyst