

1 HB160
2 188776-1
3 By Representative Sells
4 RFD: Public Safety and Homeland Security
5 First Read: 11-JAN-18

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8 SYNOPSIS: Existing law imposes a fine on a person who
9 rides in the front seat of a passenger car without
10 wearing a safety belt.

11 This bill would increase the fine for a seat
12 belt violation.

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14 A BILL
15 TO BE ENTITLED
16 AN ACT

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18 To amend Sections 32-5B-5 and 32-5B-8 of the Code of
19 Alabama 1975, relating to the Alabama Safety Belt Use Act of
20 1991; to increase the fine for a person who rides in the front
21 seat of a passenger car without wearing his or her safety
22 belt.

23 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

24 Section 1. Sections 32-5B-5 and 32-5B-8 of the Code
25 of Alabama 1975, are amended to read as follows:

26 "§32-5B-5.

1 "Any person violating ~~the provisions of~~ this chapter
2 ~~may shall~~ be fined up to ~~\$25.00~~ one hundred dollars (\$100).

3 The violation of ~~the provisions of~~ this chapter shall not
4 constitute probable cause for search of the vehicle involved.

5 "§32-5B-8.

6 "(a) A person subject to a penalty pursuant to
7 Section 32-5B-5, shall not be assessed court costs on a
8 conviction.

9 "(b) In any case brought by a law enforcement
10 officer employed by the ~~Department of Public Safety, sixty~~
11 ~~percent (60%)~~ Alabama State Law Enforcement Agency, 60 percent
12 of the funds generated shall be allocated to the ~~Department of~~
13 ~~Public Safety, Law Enforcement Division. The~~ Alabama State Law
14 Enforcement Agency, and the remaining ~~forty~~ 40 percent ~~(40%)~~
15 ~~of the funds~~ shall be allocated to the State General Fund.

16 "(c) A law enforcement officer may not search or
17 inspect a motor vehicle, its content, the driver, or a
18 passenger solely because of a violation of this chapter.

19 "(d) Each state, county, and municipal police
20 department must maintain statistical information on traffic
21 stops of this nature on minorities and report that information
22 monthly to the Department of Public Safety and the Attorney
23 General."

24 Section 2. This act shall become effective on
25 October 1, 2018, following its passage and approval by the
26 Governor, or its otherwise becoming law.