

SENATE BILL 847

By Ketron

AN ACT to amend Tennessee Code Annotated, Title 55,
Chapter 9, relative to safety belts.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 55-9-603, is amended by deleting subsection (d) in its entirety and by substituting instead the following:

(d)

(1) A violation of this section is a Class C misdemeanor. The revenue generated by twenty dollars (\$20.00) of all fines imposed by subdivision (d)(2) shall be deposited in the general fund and shall be designated for the exclusive use of the Tennessee Court Appointed Special Advocates for Children. The revenue generated by ten dollars (\$10.00) of all fines imposed by subdivision (d)(2) shall be deposited in the state general fund and designated for the exclusive use of Exchange Club Family Centers for the prevention of child abuse and neglect. All remaining funds from fines imposed under subdivision (d)(2) shall be deposited in the general fund and designated for the exclusive use of the division of vocational rehabilitation to assist eligible individuals with disabilities, as defined in § 49-11-602, who have been severely injured in motor vehicle accidents.

(2) A person charged with a violation of this section may, in lieu of appearance in court, submit a fine of fifty dollars (\$50.00) for a first violation, and seventy-five dollars (\$75.00) for second and subsequent violations to the clerk of the court that has jurisdiction of the offense within the county in which the offense charged is alleged to have been committed.

(3)

(A) Notwithstanding subdivision (d)(2), a person charged with a violation of subsection (i) may, in lieu of appearance in court, submit a fine of seventy-five dollars (\$75.00) to the clerk of the court that has jurisdiction of the offense within the county in which the offense charged is alleged to have been committed.

(B) Notwithstanding any provision of subdivision (d)(1) to the contrary, the revenue generated by ten dollars (\$10.00) of the seventy-five dollar (\$75.00) fine under subdivision (d)(3)(A) for a person's first conviction under subsection (i) shall be deposited in the state general fund without being designated for any specific purpose. Twenty dollars (\$20.00) of the seventy-five dollar (\$75.00) fine shall be deposited in the general fund and shall be designated for the exclusive use of the Tennessee Court Appointed Special Advocates for Children. Ten dollars (\$10.00) of the seventy-five dollar (\$75.00) fine shall be deposited in the state general fund and designated for the exclusive use of Exchange Club Family Centers for the prevention of child abuse and neglect. The remaining thirty-five dollars (\$35.00) of the fine for a person's first conviction under subsection (i) shall be deposited in the state general fund and designated for the exclusive use of the division of vocational rehabilitation in accordance with subdivision (d)(1).

(C) The revenue generated from a person's second or subsequent conviction under subsection (i) shall be deposited in the state general fund and designated for the exclusive use of the division of vocational rehabilitation in accordance with subdivision (d)(1).

SECTION 2. Tennessee Code Annotated, Section 55-9-603, is amended by deleting subsection (g) in its entirety and by substituting instead the following:

(g) In addition to the penalties prescribed in this section, each violation of this section shall be assigned a point value of two (2) points for purposes of suspension or revocation of a license by the department of safety.

SECTION 3. This act shall take effect July 1, 2013, the public welfare requiring it.