

ENGROSSED HOUSE  
BILL NO. 1008

BY: STOTTLEMYRE and MONKS of  
the HOUSE

and

EASLEY of the SENATE

AN ACT RELATING TO MOTOR VEHICLES; AMENDING SECTION  
2, CHAPTER 123, O.S.L. 1985, AS AMENDED BY SECTION  
2, CHAPTER 271, O.S.L. 1988 (47 O.S. SUPP. 1990,  
SECTION 12-417), WHICH RELATES TO THE OKLAHOMA  
MANDATORY SEAT BELT USE ACT; PROVIDING EXEMPTION  
FROM MANDATORY SEAT BELT USE FOR PERSONS WITH A  
PHYSICAL DISABILITY; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY Section 2, Chapter 123, O.S.L.  
1985, as amended by Section 2, Chapter 271, O.S.L. 1988 (47 O.S.  
Supp. 1990, Section 12-417), is amended to read as follows:

Section 12-417. A. Every operator and front seat passenger of  
a passenger car operated in this state shall wear a properly  
adjusted and fastened safety seat belt system, required to be  
installed in the motor vehicle when manufactured pursuant to Federal  
Motor Vehicle Safety Standard 208. For the purposes of this  
section, "passenger car" shall mean "vehicle" as defined in Section  
1102 of this title, except that "passenger car" shall not include  
trucks, truck-tractors, recreational vehicles, motorcycles,

motorized bicycles or vehicles used primarily for farm use and licensed pursuant to the provisions of Section 1134 of this title.

B. This section shall not apply to an operator or passenger of a passenger car in which the operator or passenger possesses a written verification from a physician licensed in this state that ~~he~~ the person is unable to wear a safety seat belt system for medical reasons or that the person is unable to wear a safety seat belt system because of a physical disability, as defined in Section 15-112 of this title. Provided, the issuance of such verification by a physician, in good faith, shall not give rise to, nor shall such physician thereby incur, any liability whatsoever in damages or otherwise, to any person injured by reason of such failure to wear a safety seat belt system.

C. This section shall not apply to an operator of a motor vehicle who is a route carrier of the U.S. Postal Service.

D. No law enforcement officer shall make routine stops of motorists for the purpose of enforcing this ~~act~~ section.

SECTION 2. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Passed the House of Representatives the 6th day of March, 1991.

Speaker of the House of Representatives

Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 1991.

President of the Senate