

STATE OF OKLAHOMA

1st Session of the 43rd Legislature (1991)

SENATE BILL NO. 44

BY: BROWN

AS INTRODUCED

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 WEARING SAFETY SEAT BELTS IN PASSENGER CARS; DELETING PROHIBITION PERTAINING TO MAKING ROUTINE STOPS TO ENFORCE ACT; AND PROVIDING AN EFFECTIVE DATE.

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 is unable to wear a safety seat belt system for medical reasons. 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 2. This act shall become effective September 1, 1991.

43-1-149

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