

By: Senator(s) Mettetal

To: Judiciary, Division B

SENATE BILL NO. 2306

1 AN ACT TO AMEND SECTION 63-2-7, MISSISSIPPI CODE OF 1972, TO  
2 CREATE VIOLATION OF SEAT BELT REQUIREMENTS AS A PRIMARY OFFENSE;  
3 TO AMEND SECTION 63-2-3, MISSISSIPPI CODE OF 1972, TO DELETE THE  
4 PROVISION THAT FAILURE TO USE SEAT BELTS CANNOT CONSTITUTE  
5 CONTRIBUTORY OR COMPARATIVE NEGLIGENCE; AND FOR RELATED PURPOSES.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

7 **SECTION 1.** Section 63-2-7, Mississippi Code of 1972, is  
8 amended as follows:

9 63-2-7. (1) (a) A violation of this chapter shall be a  
10 misdemeanor, punishable by a fine of Twenty-five Dollars (\$25.00)  
11 upon conviction; however, only the operator of a vehicle may be  
12 fined for a violation of this chapter by the operator or for a  
13 violation of this chapter by a passenger. \* \* \*

14 (b) The maximum fine that may be imposed against the  
15 operator of a vehicle for a violation of this chapter by the  
16 operator \* \* \* and any number of passengers shall be Twenty-five  
17 Dollars (\$25.00) in the aggregate.

18 (2) A violation of this chapter shall not be entered on the  
19 driving record of any individual so convicted, nor shall any state  
20 assessment provided for by Section 99-19-73, or any other state  
21 law, be imposed or collected.

22 **SECTION 2.** Section 63-2-3, Mississippi Code of 1972, is  
23 amended as follows:

24 63-2-3. \* \* \* A violation for failure to provide and use a  
25 seat belt restraint device or system shall not be \* \* \* entered on  
26 the driving record of any individual.

27 **SECTION 3.** This act shall take effect and be in force from  
28 and after July 1, 2006.