

GENERAL ASSEMBLY OF NORTH CAROLINA

EXTRA SESSION 1994

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SENATE BILL 34*

Short Title: Seat Belt Enforced as Other Laws.

(Public)

Sponsors: Senators Cooper, Soles; Gunter, Walker, Allran, Forrester, Cochrane, Smith, Kincaid, Simpson, Hartsell, Carpenter, Codington, Blackmon, Shaw, Kaplan, Johnson, Tally, Plexico, Ward, Odom, Sherron, Plyler, Harris, Marshall, Warren, Lee, Speed, Lucas, Perdue, Sands, Seymour, and Conder.

Referred to: Courts.

February 9, 1994

A BILL TO BE ENTITLED

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2 AN ACT TO ALLOW EVIDENCE OF A LACK OF SEAT BELT USE TO BE
3 ADMITTED IN A CRIMINAL OR CIVIL PROCEEDING TO ESTABLISH A
4 JUSTIFICATION FOR THE STOP OF A VEHICLE, THE SAME AS IN ALL
5 OTHER MOTOR VEHICLE LAW VIOLATIONS.

6 The General Assembly of North Carolina enacts:

7 Section 1. G.S. 20-135.2A(d) reads as rewritten:

8 "(d) Evidence of failure to wear a seat belt shall not be admissible in any criminal
9 or civil trial, action, or proceeding except in an action based on a violation of this
10 section. ~~section~~ or as justification for the stop of a vehicle or detention of a vehicle
11 operator and passengers."

12 Sec. 2. This act is effective upon ratification and applies to any trial, action,
13 or proceeding commenced on or after the effective date of this act.