

Introduced by Senator Karnette

February 23, 2001

An act to amend Section 27314 of the Vehicle Code, relating to vehicles.

LEGISLATIVE COUNSEL'S DIGEST

SB 1144, as introduced, Karnette. Dealers: seatbelts.

Existing law makes it a crime for a dealer, who is subject to Vehicle Code licensure requirements, from selling or offering for sale any used passenger vehicle manufactured on or after January 1, 1968, other than a motorcycle, unless it is equipped with seatbelts for each seating position.

This bill would extend this crime to the leasing or offering for lease by a dealer of any of the described passenger vehicles unless they are equipped with seatbelts for each seating position.

Because this would expand the scope of an existing crime, the bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section 27314 of the Vehicle Code is amended
2 to read:

3 27314. (a) ~~No~~ A dealer ~~shall~~ *may not* sell or offer for sale any
4 used passenger vehicle that was manufactured on or after January
5 1, 1962, other than a motorcycle, unless it is equipped with at least
6 two seatbelts which are installed for the use of persons in the front
7 seat of the vehicle.

8 (b) ~~No~~ A dealer ~~shall~~ *may not* sell or lease, or offer for sale or
9 lease, any used passenger vehicle manufactured on or after
10 January 1, 1968, other than a motorcycle, unless it is equipped with
11 seatbelts for each seating position.

12 (c) Seatbelts required in subdivisions (a) and (b) shall comply
13 with regulations established by the department.

14 (d) The requirements of this section shall not apply to sales to
15 dealers, automobile dismantlers, or junk dealers.

16 SEC. 2. No reimbursement is required by this act pursuant to
17 Section 6 of Article XIII B of the California Constitution because
18 the only costs that may be incurred by a local agency or school
19 district will be incurred because this act creates a new crime or
20 infraction, eliminates a crime or infraction, or changes the penalty
21 for a crime or infraction, within the meaning of Section 17556 of
22 the Government Code, or changes the definition of a crime within
23 the meaning of Section 6 of Article XIII B of the California
24 Constitution.

O

