ORDINANCE NO. 570 Bill No. 570

AN ORDINANCE DECLARING THE WEARING OF SAFETY BELTS MANDATORY WHEN VEHICLE IS IN MOTION, PROVIDING FOR ENFORCEMENT AND PUNISHMENT FOR VIOLATIONS OF THIS ORDINANCE, REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING AN EFFECTIVE DATE FOR THIS ORDINANCE.

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE CITY OF WOOD HEIGHTS, AS FOLLOWS:

SECTION I

Each Driver and front seat passenger of a passenger car manufactured after January 1, 1968, operated on a street or highway in this City, except, persons employed by the United States Postal Services while performing duties for that federal agency which requires the operator to service postal boxes from their vehicles and persons over age sixteen travelling in trucks, shall wear a properly adjusted and fastened safety belt that meets federal national highway, transportation and safety act requirements. A child, less than four (4) years of age when travelling in the front seat of a motor vehicle, shall be protected in a child passenger restraint system approved by the Missouri department of Public Safety. When travelling in the rear seat of a motor vehicle, the child shall be protected by either a child passenger restraint system approved by the Missouri Department of Public Safety or the vehicle's seat belt. No person shall be stopped, inspected, or detained solely to determine compliance with this subsection pertaining to persons age four and older. The provisions of this section shall not be applicable to persons who have a medical reason

for failing to have a seat belt fastened about his or her body.

In any action to recover damages arising out of the ownership, common maintenance or operation of a motor vehicle, failure to wear a safety belt in violation of this ordinance shall not be considered evidence of comparative negligence.

SECTION II

Every person who violates this Section after November 3, 1992, upon conviction, shall be punished by a fine of not more than Ten Dollars ($10.00). The driver of the vehicle will be responsible for children under age 16.

SECTION III

All Ordinances and parts of Ordinances that conflict with this Ordinance are hereby repealed.

This Ordinance shall take effect from and after its date of passage.

READ TWO TIMES AND PASSED THIS 3rd DAY OF November, 1992.

Melvin Carmichael Jr.
MAYOR AND CHAIRMAN OF THE BOARD OF TRUSTEES, CITY OF WOOD HEIGHTS, MISSOURI

ATTEST:

Diana White
City Clerk