

BILL NO. 1998-13**ORDINANCE NO,****AN ORDINANCE TO REQUIRE THE USE OF SEAT BELTS AND PASSANGER RESTRAINT SYSTEMS FOR CHILDREN UNER FOUR (4) YEARS OF AGE WHILE OPERATING A VEHICLE WITHIN THE CORPORATE LIMITS OF THE CITY OF LAKE ANNETTE, MISSOURI.**

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF LAKE ANNETTER, MISSOURI, AS FOLLOWS:

Section 1: Seat Belts required; Exception-Penalty.

- A. Each driver of a passenger car as defined by Section 307.178, RSMO, except persons employed by the United States Postal Service while performing duties of the Federal agency which require the operator to service postal boxes from their vehicle, or which require frequent entry into and exit from their vehicles, and front seat passenger of a passenger car manufactured after January 1, 1968, operated on a street or highway in the city, shall wear a properly adjusted and fastened safety belt that meets Federal National Highway, Transportation and Safety Act requirements; except that, a child less than four (4) years of age shall be protected as required in Section 340.235. Each driver of motor vehicle transporting a child four (4) years of age or more, but less than sixteen (16) years of age, in the front seat of the motor vehicle shall secure the child in a properly adjusted and fastened safety belt.
- B. No person shall be stopped, inspected, or detained solely to determine compliance with this section.
- C. 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.
- D. Each person who violates the provisions of this Section shall upon a plea of guilty or a finding of guilty, be fined an amount not to exceed \$10.00.
- E. No court cost shall be imposed on any person due to a violation of this Section.

Section 2: Passenger Restraint System Required for children under four years of age – Exceptions – violation, fine

- A. Every person transporting a child under the age of four (4) years of age shall be responsible, when transporting such child in a motor vehicle operated by that person on the streets or highways of this city for providing for the protection of such child. When traveling in the front seat of a motor vehicle the child shall be protected by a child passenger restraint system approved by the Department of Public Safety of the State of Missouri. When traveling in the rear seat of a motor vehicle that child shall be protected by either a child passenger restraint system approved by the Department of Public Safety of the State of Missouri or the vehicle's seat belt. When the number of child passengers exceeds the number of available passenger positions, and all passenger positions are in use, remaining children shall be transported in the rear seat of the motor vehicle
- B. Violation. Any person who violates this section, upon conviction, may be punished by a fine of not more than twenty-five (\$25.00) and court costs.
- C. The provisions of this Section shall not apply to any public carrier for hire.

Section 3: This ordinance shall become effective immediately upon passage and approval.

Read two times by title only and passed by the Board of Aldermen of the City of Lake Annette, Missouri, this
1st day of June, 1998.

X [Signature]
Mayor and Ex-Officio Chairman of the
Board of Aldermen

ATTEST:

[Signature]
City Clerk

APPROVED this 1st day of June, 1998.

ATTEST:

[Signature]
City Clerk