



General Assembly

Amendment

January Session, 2003

LCO No. **7358**

SB0070407358HR0

Offered by:

REP. SAWYER, 55th Dist.

To: Senate Bill No. **704**

File No. 304

Cal. No. 595

(As Amended)

"AN ACT CONCERNING CHILD RESTRAINT SYSTEMS."

1 Strike section 1 in its entirety and renumber the remaining section
2 accordingly

3 Strike subdivision (1) of subsection (d) of section 2 in its entirety and
4 substitute the following in lieu thereof:

5 "(d) (1) Any person who transports a child under the age of four
6 years, weighing less than forty pounds, in a motor vehicle on the
7 highways of this state shall provide and require the child to use a child
8 restraint system approved pursuant to regulations adopted by the
9 Department of Motor Vehicles in accordance with the provisions of
10 chapter 54. Any person who transports a child under the age of four
11 years, weighing forty or more pounds, in a motor vehicle on the
12 highways of this state shall either provide and require the child to use
13 an approved child restraint system or require the child to use a seat
14 safety belt. As used in this subsection, "motor vehicle" does not mean a

15 bus having a tonnage rating of one ton or more. Failure to use a child
16 restraint system shall not be considered as contributory negligence nor
17 shall such failure be admissible evidence in any civil action. Any
18 person who violates the provisions of this [subsection] subdivision
19 shall, for a first violation, [have committed an infraction] be fined one
20 hundred dollars; for a second violation, be fined not less than one
21 hundred or more than one hundred ninety-nine dollars; and, for a
22 third or subsequent violation, be guilty of a class A misdemeanor. The
23 commissioner shall require any person who has committed a first or
24 second violation of the provisions of this subsection to attend a child
25 car seat safety course offered or approved by the Department of Motor
26 Vehicles. The commissioner may, after notice and an opportunity for a
27 hearing, suspend for a period of not more than two months the motor
28 vehicle operator's license of any person who fails to attend or
29 successfully complete the course."

30 Strike subdivision (4) of subsection (d) of section 2 in its entirety and
31 substitute the following in lieu thereof:

32 "(4) Any person who violates the provisions of subdivision (2) or (3)
33 of this subsection shall, for a first violation, have committed an
34 infraction; for a second violation, be fined not more than one hundred
35 ninety-nine dollars; and, for a third or subsequent violation, be guilty
36 of a class A misdemeanor."