

STATE OF NEW YORK

7552

IN SENATE

January 24, 2020

Introduced by Sen. MONTGOMERY -- read twice and ordered printed, and when printed to be committed to the Committee on Consumer Protection

AN ACT to amend the general business law, in relation to child restraint alarms

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. The general business law is amended by adding a new section
2 399-iii to read as follows:

3 § 399-iii. Child restraint alarm. 1. As used in this section:

4 (a) "Child restraint system" shall mean any device, used in conjunc-
5 tion with safety belts, designed for use in a motor vehicle to restrain,
6 seat, or position children and which meets the applicable Federal Motor
7 Vehicle Safety Standards set forth in 49 C.F.R. 571.213.

8 (b) "Child restraint alarm" shall mean a device that attaches to the
9 child restraint system or conjoined safety belt that alerts the driver
10 when he or she has exited the vehicle without unbuckling the child from
11 the child restraint system. This alarm may connect with a smart device
12 and send either text alerts, emails or sound an audible alarm.

13 2. A person, firm, partnership, association, limited liability compa-
14 ny, corporation, or other entity may sell or offer to sell a child
15 restraint system if the retailer:

16 (a) maintains in stock and prominently displays within the store, the
17 child restraint alarms for sale that are compatible with such child
18 restraint systems; and (b) posts a notice, in a conspicuous location
19 which may be easily seen or reached by customers, in legible format,
20 which states: "Heat stroke is the leading cause of non-car crash vehicu-
21 lar death in children under the age of 15. Child restraint alarms, when
22 used properly, may help to prevent vehicular death of children."

23 3. Any person, firm, partnership, association, limited liability
24 company, corporation, or other entity that sells or offers to sell new
25 child restraint systems to a consumer at retail in violation of the
26 provisions of this section shall be liable for a civil penalty not to
27 exceed five hundred dollars for each violation.

28 § 2. This act shall take effect on the ninetieth day after it shall
29 have become a law.

EXPLANATION--Matter in italics (underscored) is new; matter in brackets
[-] is old law to be omitted.

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