STATE OF NEW YORK

1086

2021-2022 Regular Sessions

IN ASSEMBLY

January 7, 2021

Introduced by M. of A. PAULIN, DARLING, CRUZ, DINOWITZ, DeSTEFANO, SALKA, GOTTFRIED -- Multi-Sponsored by -- M. of A. COOK, ENGLEBRIGHT, SIMON -- read once and referred to the Committee on Transportation

AN ACT to amend the vehicle and traffic law, in relation to establishing a minimum age for passengers to ride in the front seat of a motor vehicle

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

Section 1. Subdivision 2 of section 1229-c of the vehicle and traffic law, as amended by chapter 18 of the laws of 2005, paragraph (c) as amended by chapter 405 of the laws of 2009, is amended to read as follows:

2. No person shall operate a motor vehicle unless all front seat passengers (a) [~~under~~] are over the age of [~~sixteen are restrained by a safety belt~~] twelve ; [~~or~~] and (b) [~~if they are under the age of four, by a specially designed seat which is either permanently affixed or affixed to such vehicle by a safety belt as required by subdivision one of this section, or in the event that the weight of such passenger under the age of four exceeds forty pounds, such passenger may be restrained (i) in an appropriate child restraint system as defined in subdivision four of this section used with combination lap safety and shoulder harness belts or (ii) by a lap safety belt in the event such vehicle is not equipped with combination lap safety and shoulder harness belts or all the combination lap safety and shoulder harness belts are being used to properly restrain other passengers who are under the age of sixteen; or (c) if they are age four or older but under age eight, (i) are restrained in an appropriate child restraint system as defined in subdivision four of this section used with combination lap safety and shoulder harness belts or (ii) are restrained in a lap safety belt in the event such vehicle is not equipped with combination lap safety and shoulder harness belts or all the combination lap safety and shoulder~~

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

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~~harness belts are being used to properly restrain other passengers who are~~] if under the age of sixteen are restrained by a safety belt.

§ 2. This act shall take effect on the first of November next succeeding the date on which it shall have become a law.