

STATE OF NEW YORK

7423--B

2021-2022 Regular Sessions

IN ASSEMBLY

May 7, 2021

Introduced by M. of A. STIRPE, SIMON -- read once and referred to the Committee on Transportation -- recommitted to the Committee on Transportation in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- again reported from said committee with amendments, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the vehicle and traffic law, in relation to the sale of salvaged airbags; and to repeal certain provisions of such law relating thereto

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

1 Section 1. Paragraph (e) of subdivision 6 of section 398-d of the
2 vehicle and traffic law is REPEALED.

3 § 2. Section 415-c of the vehicle and traffic law is REPEALED and a
4 new section 415-c is added to read as follows:

5 § 415-c. Sale of original equipment non-deployed recycled airbags. 1.
6 Any recycled airbag offered for sale shall be non-deployed original
7 equipment removed from a salvaged vehicle, and installed in another
8 vehicle for which it is a correct replacement part. This section shall
9 not apply to the sale of rebuilt, re-manufactured, or non-original
10 equipment airbags or airbag system components, or to any airbag or
11 airbag system that has been disassembled, altered, repaired, or has had
12 any parts removed or replaced.

13 2. A non-deployed recycled airbag that is under an active manufacturer
14 recall shall not be offered for sale.

15 3. Prior to sale, a provider of non-deployed recycled airbags shall
16 conduct an inspection of such airbags, which shall include, but not be
17 limited to:

18 (a) The identification and recording of the vehicle year, make, model,
19 vehicle identification number, and airbag trim color of the vehicle that
20 the non-deployed recycled airbag was removed from; and

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

LBD11175-03-2

1 (b) A visual inspection of the airbag, the airbag system, the airbag
2 module cover, and electrical connectors, including review for any signs
3 of damage or contamination.

4 4. Upon the sale of a non-deployed recycled airbag, the provider
5 shall provide the buyer with a written certification of the following
6 information:

7 (a) the identity of the person or entity selling the non-deployed
8 recycled airbag;

9 (b) the year, make, model, and vehicle identification number of the
10 vehicle receiving the non-deployed recycled airbag;

11 (c) the identification of the vehicle that the non-deployed recycled
12 airbag was removed from, including the year, make, model, and vehicle
13 identification number;

14 (d) the supplier's internal stock number for the non-deployed recycled
15 airbag;

16 (e) that the non-deployed recycled airbag is an appropriate part for
17 the vehicle receiving the non-deployed recycled airbag; and

18 (f) that all of the requirements of the inspection as prescribed in
19 subdivision three of this section have been met.

20 § 3. This act shall take effect immediately.