

# STATE OF NEW YORK

440

2021-2022 Regular Sessions

## IN SENATE

(Prefiled)

January 6, 2021

Introduced by Sen. HOYLMAN -- read twice and ordered printed, and when printed to be committed 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:

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

5 2. No person shall operate a motor vehicle unless all front seat  
6 passengers (a) [~~under~~] are over the age of [~~sixteen are restrained by a~~  
7 ~~safety belt~~] twelve ; [~~or~~] and (b) [~~if they are under the age of four,~~  
8 ~~by a specially designed seat which is either permanently affixed or~~  
9 ~~affixed to such vehicle by a safety belt as required by subdivision one~~  
10 ~~of this section, or in the event that the weight of such passenger under~~  
11 ~~the age of four exceeds forty pounds, such passenger may be restrained~~  
12 ~~(i) in an appropriate child restraint system as defined in subdivision~~  
13 ~~four of this section used with combination lap safety and shoulder~~  
14 ~~harness belts or (ii) by a lap safety belt in the event such vehicle is~~  
15 ~~not equipped with combination lap safety and shoulder harness belts or~~  
16 ~~all the combination lap safety and shoulder harness belts are being used~~  
17 ~~to properly restrain other passengers who are under the age of sixteen,~~  
18 ~~or (c) if they are age four or older but under age eight, (i) are~~  
19 ~~restrained in an appropriate child restraint system as defined in subdi-~~  
20 ~~vision four of this section used with combination lap safety and shoul-~~  
21 ~~der harness belts or (ii) are restrained in a lap safety belt in the~~  
22 ~~event such vehicle is not equipped with combination lap safety and~~  
23 ~~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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1 ~~harness belts are being used to properly restrain other passengers who~~  
2 ~~are~~ if under the age of sixteen are restrained by a safety belt.  
3 § 2. This act shall take effect on the first of November next succeed-  
4 ing the date on which it shall have become a law.