

# STATE OF NEW YORK

8513

## IN SENATE

March 8, 2022

Introduced by Sen. KENNEDY -- 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 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2 vehicle and traffic law is REPEALED.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 Section 415-c of the vehicle and traffic law is REPEALED and a  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

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

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

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

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

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

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

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

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

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

14 § 3. This act shall take effect immediately.