

# STATE OF NEW YORK

6057--A

2023-2024 Regular Sessions

## IN ASSEMBLY

March 31, 2023

Introduced by M. of A. STIRPE, SIMON, JEAN-PIERRE -- 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

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2 vehicle and traffic law is REPEALED.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 Section 415-c of the vehicle and traffic law is REPEALED and a  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, comes from a flood vehicle as determined by the commissioner, or  
15 that does not have an identifiable serial number, shall not be offered  
16 for sale.

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

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

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

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

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

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

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

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

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

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

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

23 5. A non-deployed recycled airbag shall only be offered for sale by a  
24 vehicle dismantler that is registered pursuant to section four hundred  
25 fifteen-a of this article.

26 § 3. This act shall take effect on the one hundred eightieth day after  
27 it shall have become a law.