

# STATE OF NEW YORK

8379

2025-2026 Regular Sessions

## IN ASSEMBLY

May 13, 2025

Introduced by M. of A. STIRPE, SIMON, MANKTELOW -- read once and referred 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, as amended by chapter 78 of the laws of 1998,  
3 is amended to read as follows:

4 (e) [~~On and after March first, nineteen hundred ninety nine, in~~] In no  
5 case shall any inflatable restraint system be replaced with anything  
6 other than a newly manufactured inflatable restraint system or [~~a~~  
7 ~~salvaged inflatable restraint system certified according to standards~~  
8 ~~established by a nationally recognized testing, engineering and research~~  
9 ~~body as provided for in subdivision two of~~] an original equipment non-  
10 deployed recycled airbag in compliance with section four hundred  
11 fifteen-c of this chapter.

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 Section 415-c of the vehicle and traffic law is REPEALED and a  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

14 § 415-c. Sale of original equipment non-deployed recycled airbags. 1.  
15 Any recycled airbag offered for sale shall be non-deployed original  
16 equipment removed from a salvaged vehicle, and installed in another  
17 vehicle for which it is a correct replacement part.

18 2. A non-deployed recycled airbag that is under an active manufacturer  
19 recall, comes from a flood vehicle as indicated on an official salvage  
20 examination and title application form prescribed by the commissioner,  
21 or that does not have an identifiable serial number, shall not be  
22 offered for sale.

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

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

4 (a) The vehicle identification number, and airbag trim color of the  
5 vehicle that the non-deployed recycled airbag was removed from; and

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

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

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

14 (b) the vehicle identification number of the vehicle receiving the  
15 non-deployed recycled airbag;

16 (c) the vehicle identification number of the vehicle that the non-de-  
17 ployed recycled airbag was removed from;

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

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

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

24 (g) that the vehicle identification number of the vehicle from which  
25 the salvaged inflatable restraint system was taken shall be referred to  
26 a nationally recognized theft index bureau approved by the commissioner,  
27 in consultation with the superintendent of financial services, for the  
28 purposes of determining prior to sale that neither the salvaged inflata-  
29 ble restraint system nor the motor vehicle were stolen, as determined at  
30 the time of inquiry. The sales invoice shall state the date and the  
31 result of the inquiry to such theft index bureau.

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

35 6. Each vehicle dismantler that offers such original equipment non-de-  
36 ployed recycled airbags for sale shall maintain an electronic log  
37 containing all information outlined under subdivisions two, three and  
38 four of this section. Such records shall be maintained in a manner and  
39 form approved by the commissioner. Upon request of an agent of the  
40 commissioner or of any police officer and during its regular and usual  
41 business hours, the vehicle dismantler shall produce such records and  
42 permit said agent or police officer to examine them.

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