

HOUSE No. 2361

By Mr. Petruccelli of Boston, petition of Anthony Petruccelli and others relative to child passenger restraints for motor vehicles. Public Safety and Homeland Security.

The Commonwealth of Massachusetts

PETITION OF:

Anthony Petruccelli	Elizabeth A. Malia
Thomas M. Menino	John W. Scibak
Michael F. Rush	Richard T. Moore
Kevin G. Honan	Mark R. Pacheco
Kay Khan	Peter J. Koutoujian

In the Year Two Thousand and Seven.

AN ACT RELATIVE TO CHILD PASSENGER SAFETY.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Section 1 of Chapter 90 of the General Laws, as
2 appearing in the 2004 Official Edition, is hereby amended by
3 striking out the definition of “Child passenger restraint” and
4 inserting in place thereof the following definition:—
5 “Child passenger restraint”, a specifically designed seating
6 system which meets the U.S. Department of Transportation Federal
7 Motor Vehicle Safety Standards as established in 49 C.F.R. 571.213
8 which is either permanently affixed to a motor vehicle or is affixed
9 to such vehicle by a safety belt or a universal attachment system.

1 SECTION 2. Section 7AA of Chapter 90 of the General Laws, as
2 so appearing, is hereby amended by striking out paragraphs 1 and 2
3 and inserting in place thereof the following new paragraphs:—
4 No child who is fifty-seven inches in height or less shall ride as a
5 passenger in a motor vehicle on any way unless such child is prop-
6 erly fastened and secured, according to the manufacturer’s instruc-
7 tions, by a child passenger restraint as defined in section one.

8 No child who is not required to be properly fastened by a child
9 passenger restraint as required by the preceding paragraph, but who
10 is not older than twelve years of age, shall ride as a passenger in a
11 motor vehicle on any way unless such child is wearing a safety belt
12 which is properly adjusted and fastened according to the manufac-
13 turer's instructions.