Bill No. SB 1412

Amendment No. ___ Barcode 693564

CHAMBER ACTION Senate House 1 2 3 4 5 6 7 8 9 10 11 Senator Posey moved the following amendment: 12 13 Senate Amendment (with title amendment) Delete everything after the enacting clause 14 15 16 and insert: 17 Section 1. Short title. -- This act may be cited as the 18 "Child Safety Booster Seat Act of 2001." 19 Section 2. Effective January 1, 2002, paragraph (a) of subsection (1) of section 316.613, Florida Statutes, is 20 21 amended to read: 22 316.613 Child restraint requirements.--(1)(a) Every operator of a motor vehicle as defined 23 24 herein, while transporting a child in a motor vehicle operated on the roadways, streets, or highways of this state, shall, if 25 26 the child is 8 $\frac{5}{2}$ years of age or younger and is less than 4 27 feet 9 inches in height, provide for protection of the child 28 by properly using a crash-tested, federally approved child

restraint device that is appropriate for the height and weight

of the child. A crash-tested, federally approved child

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seat, a separate child safety seat, or a child booster seat
    that displays the child weight and height specifications for
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    the seat on the attached manufacturer's label as required by
   Federal Motor Vehicle Safety Standards FMVSS213. Such child
    restraint device must comply with standards of the United
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    State Department of Transportation and should be secured in
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    the vehicle in accordance with instructions of the
   manufacturer of the child restraint device. For children aged
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    through 3 years, such restraint device must be a separate
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    carrier or a vehicle manufacturer's integrated child seat. For
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    children aged 4 through 8 5 years who are less than 4 feet 9
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    inches in height, a separate carrier, an integrated child
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    seat, or a child booster seat must seat belt may be used. The
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    court shall dismiss the charge against a motor vehicle
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   operator for a first violation of this paragraph upon proof of
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   purchase of a federally approved child restraint device.
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           Section 3. Notwithstanding that the amendments
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   provided in this act to section316.613(1)(a), Florida
    Statutes, shall not take effect until January 1, 2002,
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    effective July 1, 2001, a driver of a motor vehicle who does
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   not violate the then-existing provisions of that paragraph,
    but whose conduct would violate that paragraph, as it will be
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    amended effective January 1, 2002, may be issued a verbal
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   warning and given educational literature by a law enforcement
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   officer.
           Section 4. Except as otherwise provided herein, this
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   act shall take effect July 1, 2001.
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   ======= T I T L E A M E N D M E N T =========
31 And the title is amended as follows:
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Delete everything before the enacting clause and insert:	
A bill to be entitled	
5 An act relating to child restraint	
6 requirements; creating the Child Safety Booster	
7 Seat Act of 2001; amending s. 316.613, F.S.;	
8 revising requirements with respect to the use	
9 of child restraint devices; providing for a	
phase-in period; providing effective dates.	
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