

Amendment No. 01 (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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ORIGINAL STAMP BELOW

11 The Committee on Crime Prevention, Corrections & Safety  
12 offered the following:

14 **Amendment (with title amendment)**

15 Remove from the bill: Everything after the enacting clause  
16  
17 and insert in lieu thereof:

18 Section 1. Short title.--This act may be cited as the  
19 "Child Safety Booster Seat Act of 2001."

20 Section 2. Effective January 1, 2002, paragraph (a) of  
21 subsection (1) of section 316.613, Florida Statutes, is  
22 amended to read:

23 316.613 Child restraint requirements.--

24 (1)(a) Every operator of a motor vehicle as defined  
25 herein, while transporting a child in a motor vehicle operated  
26 on the roadways, streets, or highways of this state, shall, if  
27 the child is 8 5 years of age or younger and is less than 4  
28 feet 9 inches in height, provide for protection of the child  
29 by properly using a crash-tested, federally approved child  
30 restraint device that is appropriate for the height and weight  
31 of the child. A crash-tested, federally approved child

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1 restraint device is a vehicle manufacturer's integrated child  
2 seat, a separate child safety seat, or a child booster seat  
3 that displays the child weight and height specifications for  
4 the seat on the attached manufacturer's label as required by  
5 Federal Motor Vehicle Safety Standards FMVSS213. Such child  
6 restraint device must comply with standards of the United  
7 State Department of Transportation and should be secured in  
8 the vehicle in accordance with instructions of the  
9 manufacturer of the child restraint device . For children aged  
10 through 3 years, such restraint device must be a separate  
11 carrier or a vehicle manufacturer's integrated child seat. For  
12 children aged 4 through 8 5 years who are less than 4 feet 9  
13 inches in height, a separate carrier, an integrated child  
14 seat, or a child booster seat must ~~seat belt~~ may be used. The  
15 court shall dismiss the charge against a motor vehicle  
16 operator for a first violation of this paragraph upon proof of  
17 purchase of a federally approved child restraint device.

18 Section 3. Notwithstanding that the amendments  
19 provided in this act to s. 316.613(1)(a), Florida Statutes,  
20 shall not take effect until January 1, 2002, effective July 1,  
21 2001, a driver of a motor vehicle who does not violate the  
22 then-existing provisions of that paragraph, but whose conduct  
23 would violate that paragraph, as it will be amended effective  
24 January 1, 2002, may be issued a verbal warning and given  
25 educational literature by a law enforcement officer.

26 Section 4. Except as otherwise provided herein, this  
27 act shall take effect July 1, 2001.

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29  
30 ===== 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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1 remove from the title of the bill: the entire title  
2  
3 and insert in lieu thereof:  
4                   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  
10          phase-in period; providing effective dates.  
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