

**SENATE COMMITTEE AMENDMENTS**

2019 Regular Session

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Original Senate Bill No. 76 by Senator Tarver

1 AMENDMENT NO. 1

2 On page 1, line 2, change "R.S. 32:295(A)(1)(a) and (b)" to "R.S. 32:295(A)"

3 AMENDMENT NO. 2

4 On page 1, line 4, after "age" delete "and weight"

5 AMENDMENT NO. 3

6 On page 1, line 5, after "seat;" insert the following:

7 "to increase the age a child shall be restrained in a child booster seat; to  
8 increase the age a child shall be restrained in an adult safety belt; to require  
9 that a child under a certain age is restrained in the rear seat of a motor  
10 vehicle;"

11 AMENDMENT NO. 4

12 On page 1, delete lines 10 through 17, and on page 2, delete lines 1 through 9, and insert the  
13 following:

14 "A. Except as provided in Subsections C, D, and E of this Section,  
15 every driver in this state who transports a child or children under the age of  
16 ~~thirteen~~ **eighteen** years in a motor vehicle ~~which is~~ **that is in motion and is**  
17 **required by federal safety standards to be** equipped with safety belts **a**  
18 **safety belt system or lower anchors and tethers for children in a**  
19 **passenger seating position,** shall have the child properly secured **restrained**  
20 **according to the vehicle and child safety seat manufacturers'**  
21 **instructions,** as follows:

22 (1) ~~A child younger than six years of age or weighing sixty pounds~~  
23 ~~or less shall be restrained in a child restraint system as provided for in this~~  
24 ~~Subsection that complies with standards of the United States Department of~~  
25 ~~Transportation and is secured in the vehicle in accordance with the~~  
26 ~~instructions of the manufacturer of the child restraint system and the~~  
27 ~~passenger seating position is equipped with a safety belt system that allows~~  
28 ~~sufficient space for installation. The child restraint system required for a~~  
29 ~~child younger than six years of age or weighing sixty pounds or less is, in~~  
30 ~~descending order of protectiveness, as follows:~~

31 (a) A child who is younger than ~~one year of age or weighs less than~~  
32 ~~twenty pounds~~ **the age of two years** shall be restrained in a rear-facing child  
33 safety seat **restraint system that complies with all applicable federal**  
34 **regulations until the child reaches the weight or height limit of the child**  
35 **restraint system as set by the manufacturer.**

36 (b) ~~(2)~~ **(2)** A child who is at least ~~one year of age but younger than four~~  
37 ~~years of age or who weighs at least twenty pounds but less than forty pounds~~  
38 **two years of age or older and has reached the rear-facing weight or**  
39 **height limits of the child restraint system as set by the manufacturer,**  
40 shall be restrained in a forward-facing child safety seat **restraint system**  
41 **with an internal harness until the child reaches the weight or height limit**  
42 **of the child restraint system set by the manufacturer.**

43 (c) ~~(3)~~ **(3)** A child who is at least ~~four years of age but younger than six~~  
44 ~~years of age or who weighs at least forty pounds but not more than sixty~~  
45 ~~pounds~~ **and has outgrown the forward-facing weight or height limits of**

1 the child restraint system as set by the manufacturer shall be restrained  
 2 in a belt-positioning child booster seat, secured with a vehicle lap-  
 3 shoulder seat belt, according to the manufacturer's instructions. The  
 4 requirements of this Subparagraph shall not apply in any seating position  
 5 where there is only a lap belt available and the child weighs more than forty  
 6 pounds.

7 ~~(2)~~ (4) A child who is at least ~~six~~ nine years of age or ~~weighs more~~  
 8 ~~than sixty pounds~~ has outgrown the height or weight limits of a child  
 9 restraint system or belt-positioning child booster seat as set by the  
 10 manufacturer shall be restrained with the motor vehicle's adult safety belt  
 11 adjusted and fastened around the child's body or in an appropriately fitting  
 12 child booster seat in accordance with the instructions of the manufacturer of  
 13 the safety belt or child booster seat. to fit correctly. The adult safety belt  
 14 fits correctly when the child sits all the way back against the vehicle seat,  
 15 the child's knees bend over the edge of the vehicle seat, the belt fits  
 16 snugly across the child's thighs and lower hips, and not the child's  
 17 abdomen, and when the shoulder strap snugly crosses the center of the  
 18 child's chest and not the child's neck.

19 (5) A child who is younger than thirteen years of age shall be  
 20 transported in the rear seat of a motor vehicle, when available, in a  
 21 properly used child restraint system, belt-positioning child booster seat,  
 22 or adult safety belt that complies with all applicable federal regulations.

23 ~~(3)~~ (6) A child who because of age or weight can be placed in more  
 24 than one category shall be placed in the more protective category."