**South Carolina General Assembly**

118th Session, 2009-2010

**H. 4183**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Sellers, Brady, Wylie and T.R. Young

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Introduced in the House on January 12, 2010

Currently residing in the House Committee on **Education and Public Works**

Summary: Child passenger restraint system

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

11/17/2009 House Prefiled

11/17/2009 House Referred to Committee on **Education and Public Works**

1/12/2010 House Introduced and read first time [HJ](file:///h:\HJ%20Archive\2010\01-12-10.docx)‑21

1/12/2010 House Referred to Committee on **Education and Public Works** [HJ](file:///h:\HJ%20Archive\2010\01-12-10.docx)‑21

1/20/2010 House Member(s) request name added as sponsor: T.R.Young

**VERSIONS OF THIS BILL**

[11/17/2009](file:///p:\pprever\2009-10\4183_20091117.docx)

**A** **BILL**

TO AMEND SECTION 56‑5‑6410, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE TRANSPORTATION OF A CHILD ALONG THE STATE’S HIGHWAYS WHILE RESTRAINED IN A CHILD PASSENGER RESTRAINT SYSTEM, SO AS TO INCREASE THE MAXIMUM AGE OF A CHILD WHO MUST BE RESTRAINED IN A CHILD PASSENGER RESTRAINT SYSTEM.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 56‑5‑6410 of the 1976 Code is amended to read:

“Section 56‑5‑6410. Every driver of a motor vehicle (passenger car, pickup truck, van, or recreational vehicle) operated on the highways and streets of this State when transporting a child ~~five~~ less than eight years of age ~~or younger~~ upon the public streets and highways of the State must provide an appropriate child passenger restraint system and must secure the child as follows:

(1) A child from birth up to one year of age or who weighs less than twenty pounds must be properly secured in a rear‑facing child safety seat which meets the standards prescribed by the National Highway Traffic Safety Administration.

(2) A child who is at least one year of age but less than ~~six~~ eight years of age and who weighs at least twenty pounds but less than forty pounds must be secured in a forward‑facing child safety seat provided in the motor vehicle which meets the standards prescribed by the National Highway Traffic Safety Administration.

(3) A child who is at least one year of age but less than ~~six~~ eight years of age and who weighs at least forty pounds but not more than eighty pounds must be secured by a belt‑positioning booster seat. The belt‑positioning booster seat must be used with both lap and shoulder belts. A booster seat must not be used with a lap belt alone.

(4) If a child is at least one year of age but less than ~~six~~ eight years of age and weighs more than eighty pounds, the child may be restrained in an adult safety belt. If a child less than ~~six~~ eight years of age can sit with his back straight against the vehicle seat back cushion, with his knees bent over the vehicle’s seat edge without slouching, the child may be seated in the regular back seat and secured by an adult safety belt.

(5) A child who is less than ~~six~~ eight years of age must not occupy a front passenger seat of a motor vehicle. This restriction does not apply if the motor vehicle does not have rear passenger seats or if all rear passenger seats are occupied by other children less than ~~six~~ eight years of age.

Any child restraint system of a type sufficient to meet the physical standards prescribed by the National Highway Traffic Safety Administration at the time of its manufacture is sufficient to meet the requirements of this article.”

SECTION 2. This act takes effect upon approval by the Governor.

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