

The Senate Transportation Committee offered the following substitute to HB 248:

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 40-8-76 of the Official Code of Georgia Annotated, relating to  
2 safety belts required as equipment and safety restraints for children under four years of age  
3 in certain vehicles, so as to change certain provisions relating to seat belt or safety restraint  
4 use for children; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

6 Code Section 40-8-76 of the Official Code of Georgia Annotated, relating to safety belts  
7 required as equipment and safety restraints for children under four years of age, is amended  
8 by striking paragraph (1) of subsection (b) and inserting in lieu thereof the following:

9 "(b) (1) On and after July 1, 1984, every driver who transports a child four years of age  
10 or younger in a passenger automobile, van, or pickup truck, other than a taxicab as  
11 defined by Code Section 33-34-5.1 or a public transit vehicle as defined by Code Section  
12 16-5-20, shall, while such motor vehicle is in motion and operated on a public road,  
13 street, or highway of this state, provide for the protection of such child in a child  
14 passenger restraining system approved by the United States Department of Transportation  
15 under Federal Motor Vehicle Safety Standard 213 in effect on January 1, 1983. A driver  
16 shall not be deemed to be complying with the provisions of this subsection unless the  
17 child passenger restraining system is installed and being used in accordance with the  
18 manufacturer's directions for such system. ~~However, if the child is three or four years of~~  
19 ~~age, a seat belt shall be sufficient to meet the requirements of this subsection. The~~  
20 ~~provisions of this subsection shall not apply when immediate or emergency attention is~~  
21 ~~required for the child's personal needs~~ when the child's parent or guardian obtains a  
22 physician's written statement that a physical or medical condition of the child prevents  
23 placing or restraining him or her in any such child passenger restraining system."  
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**SECTION 2.**

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- 2 All laws and parts of laws in conflict with this Act are repealed.