

House Bill 966

By: Representative Bunn of the 63<sup>rd</sup>

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 four years of age or  
3 younger, so as to change certain provisions relating to applicability of child restraint  
4 requirements; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

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

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

24

25 **SECTION 2.**

26 All laws and parts of laws in conflict with this Act are repealed.