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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-SIXTH
SESSION

HOUSE FILE No. **267**

January 26, 2009

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The bill was read for the first time and referred to the Transportation and Transit Policy and Oversight Division

1.1 A bill for an act
1.2 relating to traffic regulations; requiring restraint of child under age eight and
1.3 shorter than four feet nine inches while passenger in motor vehicle; amending
1.4 Minnesota Statutes 2008, section 169.685, subdivision 5.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. Minnesota Statutes 2008, section 169.685, subdivision 5, is amended to read:

1.7 Subd. 5. **Violation; petty misdemeanor.** (a) Every motor vehicle operator, when
1.8 transporting a child who is both under the age of ~~four~~ eight and shorter than four feet
1.9 nine inches on the streets and highways of this state in a motor vehicle equipped with
1.10 factory-installed seat belts, shall equip and install for use in the motor vehicle, according
1.11 to the manufacturer's instructions, a child passenger restraint system meeting federal
1.12 motor vehicle safety standards.

1.13 (b) No motor vehicle operator who is operating a motor vehicle on the streets and
1.14 highways of this state may transport a child who is both under the age of ~~four~~ eight
1.15 and shorter than four feet nine inches in a seat of a motor vehicle equipped with a
1.16 factory-installed seat belt, unless the child is properly fastened in the child passenger
1.17 restraint system. Any motor vehicle operator who violates this subdivision is guilty of a
1.18 petty misdemeanor and may be sentenced to pay a fine of not more than \$50. The fine may
1.19 be waived or the amount reduced if the motor vehicle operator produces evidence that
1.20 within 14 days after the date of the violation a child passenger restraint system meeting
1.21 federal motor vehicle safety standards was purchased or obtained for the exclusive use
1.22 of the operator.

2.1 (c) The fines collected for violations of this subdivision must be deposited in the
2.2 state treasury and credited to a special account to be known as the Minnesota child
2.3 passenger restraint and education account.

2.4 **EFFECTIVE DATE.** This section is effective July 1, 2009, for offenses committed
2.5 on or after that date.