
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1152 Session of
2015

INTRODUCED BY BROWNE, VULAKOVICH, BARTOLOTTA, MCGARRIGLE,
MENSCH, RAFFERTY, RESCHENTHALER, TEPLITZ, COSTA, DINNIMAN,
TARTAGLIONE AND KITCHEN, MARCH 9, 2016

REFERRED TO TRANSPORTATION, MARCH 9, 2016

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, in other required equipment, further providing for
3 restraint systems; and making an editorial change.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. The heading of Subchapter E of Chapter 45 of
7 Title 75 of the Pennsylvania Consolidated Statutes is amended to
8 read:

9 SUBCHAPTER E

10 [CHILD PASSENGER] OCCUPANT PROTECTION

11 Section 2. Section 4581(a)(1), (1.1) and (2)(i) of Title 75
12 are amended to read:

13 § 4581. Restraint systems.

14 (a) Occupant protection.--

15 (1) [Any] (i) Except as provided under subparagraph
16 (ii), any person who is operating a passenger car, Class
17 I truck, Class II truck, classic motor vehicle, antique
18 motor vehicle or motor home and who transports a child

1 under four years of age anywhere in the motor vehicle,
2 including the cargo area, shall fasten such child
3 securely in a child passenger restraint system, as
4 [defined] provided in subsection (d).

5 (ii) Any person who is operating a passenger car,
6 Class I truck, Class II truck, classic motor vehicle,
7 antique motor vehicle or motor home and who transports a
8 child under two years of age anywhere in the motor
9 vehicle shall fasten such child securely in a rear-facing
10 child passenger restraint system, to be used until the
11 child outgrows the maximum weight and height limits
12 designated by the manufacturer, as provided in subsection
13 (d).

14 (iii) This [subsection] paragraph shall apply to all
15 persons while they are operators of motor vehicles where
16 a seating position is available which is equipped with a
17 seat safety belt or other means to secure the systems or
18 where the seating position was originally equipped with
19 seat safety belts.

20 (1.1) Any person who is operating a passenger car, Class
21 I truck, Class II truck, classic motor vehicle, antique motor
22 vehicle or motor home and who transports a child four years
23 of age or older but under eight years of age anywhere in the
24 motor vehicle, including the cargo area, shall fasten such
25 child securely in a fastened safety seat belt system and in
26 an appropriately fitting child booster seat, as [defined]
27 provided in subsection (d). This paragraph shall apply to all
28 persons while they are operators of motor vehicles where a
29 seating position is available which is equipped with a seat
30 safety belt or other means to secure the systems or where the

1 seating position was originally equipped with seat safety
2 belts.

3 (2) (i) The driver of a passenger car, Class I truck,
4 Class II truck or motor home operated in this
5 Commonwealth [shall secure or cause to be secured in a
6 properly adjusted and fastened safety seat belt system on
7 the driver, if under 18 years of age, and every vehicle
8 occupant eight years of age or older but under 18 years
9 of age.] shall:

10 (A) if under 18 years of age, be secured in a
11 properly adjusted and fastened safety seat belt
12 system; and

13 (B) secure or cause to be secured in a properly
14 adjusted and fastened safety seat belt every vehicle
15 occupant eight years of age or older but under 18
16 years of age.

17 * * *

18 Section 3. Notwithstanding the provisions of 75 Pa.C.S. §
19 4581(b), a law enforcement official authorized to issue
20 citations for a violation of 75 Pa.C.S. § 4581(a)(1)(ii) shall,
21 during the first year following the effective date of this
22 section, only issue verbal warnings to individuals who are in
23 violation of 75 Pa.C.S. § 4581(a)(1)(ii).

24 Section 4. This act shall take effect in 60 days.