

1 AN ACT concerning transportation.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Child Passenger Protection Act is amended by  
5 changing Section 4 as follows:

6 (625 ILCS 25/4) (from Ch. 95 1/2, par. 1104)

7 Sec. 4. When any person is transporting a child in this  
8 State under the age of 8 years in a non-commercial motor  
9 vehicle of the first division, any truck or truck tractor that  
10 is equipped with seat safety belts, any other motor vehicle of  
11 the second division with a gross vehicle weight rating of 9,000  
12 pounds or less, or a recreational vehicle on the roadways,  
13 streets or highways of this State, such person shall be  
14 responsible for providing for the protection of such child by  
15 properly securing him or her in an appropriate child restraint  
16 system. The parent or legal guardian of a child under the age  
17 of 8 years shall provide a child restraint system to any person  
18 who transports his or her child.

19 When any person is transporting a child in this State who  
20 is under the age of 2 years in a motor vehicle of the first  
21 division or motor vehicle of the second division weighing 9,000  
22 pounds or less, he or she shall be responsible for properly  
23 securing the child in a rear-facing child restraint system,

1 unless the child weighs 40 or more pounds or is 40 or more  
2 inches tall.

3 For purposes of this Section and Section 4b, "child  
4 restraint system" means any device which meets the standards of  
5 the United States Department of Transportation designed to  
6 restrain, seat or position children, which also includes a  
7 booster seat.

8 A child weighing more than 40 pounds may be transported in  
9 the back seat of a motor vehicle while wearing only a lap belt  
10 if the back seat of the motor vehicle is not equipped with a  
11 combination lap and shoulder belt.

12 (Source: P.A. 95-254, eff. 1-1-08.)