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09600HB4691ham001

LRB096 13645 AJT 36781 a

1 AMENDMENT TO HOUSE BILL 4691

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 4691, on page 1,  
3 line by replacing "insurance" with "transportation"; and

4 by replacing everything after the enacting clause with the  
5 following:

6 "Section 5. The Child Passenger Protection Act is amended  
7 by changing Section 6 and by adding Section 6a as follows:

8 (625 ILCS 25/6) (from Ch. 95 1/2, par. 1106)

9 Sec. 6. A violation of this Act is a petty offense  
10 punishable by a fine of \$100. The fine for a violation of  
11 Section 4 of this Act shall be ~~not more than \$50~~ waived upon  
12 proof of possession of an approved child restraint system, as  
13 defined under this Act, and proof of completion of a Child  
14 Passenger Safety Certification (CPSC) instructional course on  
15 the installation of a child restraint system pursuant to

1 Section 6a of this Act. A subsequent violation of this Act is a  
2 petty offense punishable by a fine of \$500 that may not be  
3 waived not more than \$100.

4 (Source: P.A. 92-173, eff. 1-1-02.)

5 (625 ILCS 25/6a new)

6 Sec. 6a. Child Passenger Safety Certification (CPSC)  
7 instructional course; child restraint system inspection  
8 procedure.

9 (a) As used in this Section, "technician" means a person  
10 who has successfully completed the U.S. Department of  
11 Transportation National Highway Traffic Safety  
12 Administration's (NHTSA) standardized National Child Passenger  
13 Safety Certification Training Program and who maintains a  
14 current child passenger safety technician or technician  
15 instructor certification through the current certifying body  
16 for the National Child Passenger Safety Training Program as  
17 designated by the NHTSA.

18 (b) A person in violation of Section 4 of this Act may  
19 schedule an inspection with a technician. At the time of  
20 scheduling, the technician shall notify the person that the  
21 child restraint system inspection must be completed prior to  
22 the mandatory court appearance date on the person's citation  
23 for a violation of Section 4 of this Act.

24 (c) Prior to beginning the inspection, the person must  
25 present a copy of the citation of a violation of Section 4 of

1 this Act to the technician.

2 (d) The technician shall be observant for any citations  
3 with the notation "no safety seat" in the notes field and  
4 discuss with the person, for the purpose of determining the  
5 person's need for a child restraint system, the person's  
6 reasons for not transporting the child in a child restraint  
7 system.

8 (e) Upon completion of the CPSC instructional course to the  
9 satisfaction of the technician conducting the inspection, a  
10 letter shall be issued to the person for presentation in court.  
11 The letter shall:

12 (1) be printed on the technician's letterhead;

13 (2) indicate that the person has voluntarily  
14 participated in the CPSC instructional course and received  
15 instruction from a technician regarding the proper use of  
16 the person's child restraint system; and

17 (3) include (i) the date the inspection was completed,  
18 (ii) the citation number presented to the technician under  
19 this Section, (iii) the county in which the citation was  
20 issued, and (iv) the technician's signature and technician  
21 number.

22 (f) Upon completion of the inspection and instruction, the  
23 technician shall issue a copy of the CPSC participation letter  
24 to the person."