# *2011 DRAFTING REQUEST*

## Bill

Received: **09/20/2011**

Received By: **agary**

Wanted: **As time permits**

Companion to LRB:

For: **Mike Endsley (608) 266-0656**

By/Representing: **Lauren**

May Contact:

Drafter: **agary**

Subject: **Transportation - traffic laws**

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Endsley@legis.wi.gov**

Carbon copy (CC:) to: **aaron.gary@legis.wisconsin.gov**

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**Pre Topic:**

No specific pre topic given

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**Topic:**

Child safety restraint systems

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**Instructions:**

Wants companion to LRB-1992/1; has copy

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**Drafting History:**

| Vers. | Drafted | Reviewed | Typed | Proofed | Submitted | Jacketed | Required |
|---|---|---|---|---|---|---|---|
| /? | agary 09/20/2011 | kfollett 09/20/2011 | | _____ _____ | | | |
| /1 | | | jfrantze 09/20/2011 | _____ _____ | ggodwin 09/20/2011 | sbasford 09/21/2011 | |

FE Sent For:

None

**<END>**

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|---|---|---|---|---|---|---|---|
| /? | agary | /lk f 9/20 | [illegible] | 9/20 | | | |

FE Sent For:

**<END>**

# State of Wisconsin
## 2011 – 2012 LEGISLATURE

wanted by 9/22

LRB-~~[illegible]~~ 2952/1
ARG:wlj:rs

in 9/20 stays RMNR

# 2011 BILL

No changes - companion

Regen

AN ACT ***to amend*** 347.48 (4) ~~(as)~~ 2., 347.48 (4) (as) 3. and 347.48 (4) (as) 4. of the statutes; **relating to:** the use of child restraint systems in motor vehicles.

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### *Analysis by the Legislative Reference Bureau*

Under current law, with certain exceptions, no child under the age of eight years may be transported in a motor vehicle unless the child is properly restrained in a child safety restraint system (car seat) or booster seat or by a safety belt (seat belt). The type of restraint system required depends on the age and size of the child, with more protective systems required for younger or smaller children and less protective systems required for older or larger children. A child who is:

1. Less than one year old or who weighs less than 20 pounds must be properly restrained in a rear–facing car seat in the back seat of the vehicle if the vehicle is equipped with a back seat.

2. At least one year old and weighs at least 20 pounds but is less than four years old or weighs less than 40 pounds must be properly restrained in a forward–facing car seat in the back seat of the vehicle if the vehicle is equipped with a back seat.

3. At least four years old but less than eight years old, weighs between 40 and 80 pounds, and is no more than four feet nine inches tall must be properly restrained in a booster seat.

4. Under the age of eight and exceeds the weight or height limits specified in item 3, above, must be properly restrained by a seat belt.

If a child, because of age, weight, or height, falls into more than one of these categories, the child must be transported according to the requirements of the more protective category.

This bill clarifies that a child may be transported in a more protective category of restraint system than the minimum type of restraint system otherwise required.

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***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

**SECTION 1.** 347.48 (4) (as) 2. of the statutes is amended to read:

347.48 **(4)** (as) 2. Subject to subd. 1., if the child is at least one year old and weighs at least 20 pounds but is less than 4 years old or weighs less than 40 pounds, the child shall be properly restrained as provided in subd. 1. or properly restrained in a forward–facing child safety restraint system, positioned at a designated seating position in a back passenger seat of the vehicle if the vehicle is equipped with a back passenger seat.

**SECTION 2.** 347.48 (4) (as) 3. of the statutes is amended to read:

347.48 **(4)** (as) 3. Subject to subds. 1. and 2., if the child is at least 4 years old but less than 8 years old, weighs at least 40 pounds but not more than 80 pounds, and is not more than 57 inches in height, the child shall be properly restrained as provided in subd. 2. or properly restrained in a child booster seat.

**SECTION 3.** 347.48 (4) (as) 4. of the statutes is amended to read:

347.48 **(4)** (as) 4. Subject to subds. 1. to 3., if the child is less than 8 years old, the child shall be properly restrained as provided in subds. 1. to 3. or properly restrained in a safety belt approved by the department under sub. (2).

**(END)**

## Basford, Sarah

**From:** Clark, Lauren
**Sent:** Tuesday, September 20, 2011 5:26 PM
**To:** LRB.Legal
**Subject:** Draft Review: LRB 11-2952/1 Topic: Child safety restraint systems

**Rush**

Please Jacket LRB 11-2952/1 for the ASSEMBLY.