



State of Wisconsin
2015 - 2016 LEGISLATURE

LRBs0185/1
EVM:amn

**ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO ASSEMBLY BILL 400**

December 3, 2015 - Offered by Representatives LOUDENBECK and C. TAYLOR.

1 **AN ACT** *to amend* 347.48 (4) (as) 1. and 347.48 (4) (as) 2.; and *to create* 347.50
2 (3) (am) of the statutes; **relating to:** use of child safety restraint systems in
3 motor vehicles and providing a penalty.

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

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

5 347.48 (4) (as) 1. If the child is less than ~~one year~~ 2 years old or weighs less than
6 ~~20 pounds~~, the child shall be properly restrained in a rear-facing child safety
7 restraint system, positioned at a designated seating position in a back passenger seat
8 of the vehicle if the vehicle is equipped with a back passenger seat.

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

10 347.48 (4) (as) 2. Subject to subd. 1., if the child is at least ~~one year~~ 2 years old
11 and weighs at least ~~20 pounds~~ but is less than 4 years old or weighs less than 40

1 pounds, the child shall be properly restrained as provided in subd. 1. or properly
2 restrained in a forward-facing child safety restraint system, positioned at a
3 designated seating position in a back passenger seat of the vehicle if the vehicle is
4 equipped with a back passenger seat.

5 **SECTION 3.** 347.50 (3) (am) of the statutes is created to read:

6 347.50 (3) (am) After December 31, 2015 and before January 1, 2017, no
7 forfeiture may be assessed under par. (a) if the violator was improperly transporting
8 a child who was at least one year old but was less than 2 years old and the child was
9 properly restrained in a forward-facing child safety restraint system, positioned at
10 a designated seating position in a back passenger seat of the vehicle if the vehicle was
11 equipped with a back passenger seat.

12 **SECTION 4. Initial applicability.**

13 (1) This act first applies to violations committed on the effective date of this
14 subsection, but does not preclude the counting of other violations as prior violations
15 for purposes of sentencing a person.

16 **SECTION 5. Effective date.**

17 (1) This act takes effect on the 30th day after the day of publication.

18 (END)