

HOUSE BILL NO. HB0023

Highway safety-child restraints.

Sponsored by: Joint Transportation, Highways & Military
Affairs Interim Committee

A BILL

for

1 AN ACT relating to child safety restraints; requiring rear-
2 facing infant seats and child safety restraint systems for
3 children under the age of two (2); making conforming
4 amendments; increasing fines for a violation; and providing
5 for an effective date.

6

7 *Be It Enacted by the Legislature of the State of Wyoming:*

8

9 **Section 1.** W.S. 31-5-1303(a) and 31-5-1304(a) are
10 amended to read:

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12 **31-5-1303. Child safety restraint system; required**
13 **use; exception.**

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1 (a) Except as otherwise provided in subsection (b) of
2 this section, no person shall operate a passenger vehicle
3 in this state unless each child who is a passenger in that
4 vehicle and who has not reached his ninth birthday is
5 properly secured in a child safety restraint system in a
6 seat of the vehicle other than the front seat, except if
7 the vehicle is only equipped with one (1) row of seats, or
8 if all safety belts in the rows of seats behind the front
9 seat are in use by other child passengers in the vehicle,
10 the child may be properly secured in a child safety
11 restraint system in the front passenger seat of the
12 vehicle, except that a rear-facing infant seat or child
13 safety restraint system shall not be placed in front of an
14 active airbag. For each child who has not reached his
15 second birthday, the infant seat or child safety restraint
16 system required by this subsection shall be rear-facing.

17

18 **31-5-1304. Penalty.**

19

20 (a) Any person who violates this article shall be
21 issued a citation and fined not more than ~~fifty dollars~~
22 ~~(\$50.00)~~ one hundred dollars (\$100.00) for the first
23 offense, provided that the fine shall be waived by the

1 court upon receipt of proof by the court that the offender,
2 after the offense occurred, has purchased, leased or
3 otherwise acquired a child safety restraint system which
4 meets the requirements of this article. For a second or
5 subsequent violation of this article, the offender shall be
6 fined not more than ~~one hundred dollars (\$100.00)~~ two
7 hundred dollars (\$200.00).

8

9 **Section 2.** This act is effective July 1, 2021.

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11

(END)