



Sen. Louis S. Viverito

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09600HB4691sam001

LRB096 13645 AJT 40661 a

1 AMENDMENT TO HOUSE BILL 4691

2 AMENDMENT NO. _____. Amend House Bill 4691 by replacing
3 everything after the enacting clause with the following:

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

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

7 Sec. 6. Penalty.

8 (a) A first violation of this Act is a petty offense
9 punishable by a fine of \$75.

10 (b) Except as provided in subsection (d) of this Section, a
11 person charged with a violation of Section 4 of this Act shall
12 not be convicted if the person produces in court satisfactory
13 evidence not more than \$50 waived upon proof of possession of
14 an approved child restraint system, as defined under this Act,
15 and proof of completion of an instructional course on the
16 installation of a child restraint system pursuant to Section 6a

1 of this Act. The chief judge of each circuit may designate an
2 officer of the court to review the documentation demonstrating
3 that a person charged with a violation of Section 4 of this Act
4 is in possession of an approved child restraint system and has
5 completed an instructional course.

6 (c) A second or subsequent violation of this Act is a petty
7 offense punishable by a fine of \$200 ~~not more than \$100.~~

8 (d) Subsection (b) of this Section shall not apply in the
9 case of a second or subsequent violation of this Act.

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

11 (625 ILCS 25/6a new)

12 Sec. 6a. Child passenger safety instructional course.

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

22 (b) A person in violation of Section 4 of this Act may
23 schedule a child safety instructional course with a technician.
24 The instructional course shall include instruction on the
25 proper installation of a child restraint system. The

1 instructional course shall also include an inspection of the
2 child restraint system. At the time of scheduling, the
3 technician shall notify the person that the instructional
4 course must be completed prior to the mandatory court
5 appearance date on the person's citation for a violation of
6 Section 4 of this Act.

7 (c) Prior to beginning the instructional course, the person
8 must present a copy of the citation of a violation of Section 4
9 of this Act to the technician.

10 (d) The technician shall be observant for any citations
11 with the notation "no safety seat" in the notes field and
12 discuss with the person, for the purpose of determining the
13 person's need for a child restraint system, the person's
14 reasons for not transporting the child in a child restraint
15 system.

16 (e) Upon completion of the instructional course to the
17 satisfaction of the technician conducting the course, the
18 technician shall issue a letter to the person for presentation
19 in court. The letter shall:

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

21 (2) indicate that the person has voluntarily
22 participated in the instructional course and received
23 instruction from a technician regarding the proper use of
24 the person's child restraint system; and

25 (3) include (i) the date the instructional course was
26 completed, (ii) the citation number presented to the

1 technician under this Section, (iii) the county in which
2 the citation was issued, and (iv) the technician's
3 signature and technician number."