The New York City Council

City Hall
New York, NY 10007

Legislation Details (With Text)

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Title:	A Local Law to amend the administrative code of the city of New York, in relation to the use of back seat safety belts		
Sponsors:	Ydanis A. Rodriguez, Stephen T. Levin, (by request of the Mayor)		
Indexes:	Agency Rule-making Required		
Attachments:	1. Summary of Int. No. 1435, 2. Int. No. 1435, 3. February 13, 2019 - Stated Meeting Agenda with Links to Files, 4. Hearing Transcript - Stated Meeting 2-13-19, 5. Minutes of the Stated Meeting - February 13, 2019, 6. Committee Report 10/24/19, 7. Hearing Testimony 10/24/19, 8. Hearing Transcript 10/24/19		

Date	Ver.	Action By	Action	Result
2/13/2019	*	City Council	Introduced by Council	
2/13/2019	*	City Council	Referred to Comm by Council	
10/24/2019	*	Committee on Transportation	Hearing Held by Committee	
10/24/2019	*	Committee on Transportation	Laid Over by Committee	
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12/31/2021	*	City Council	Filed (End of Session)	

Int. No. 1435

By Council Members Rodriguez and Levin (by request of the Mayor)

A Local Law to amend the administrative code of the city of New York, in relation to the use of back seat safety belts

Be it enacted by the Council as follows:

Section 1. Subchapter 2 of chapter 1 of title 19 of the administrative code of the city of New York is amended by adding a new section 19-175.7 to read as follows:

§ 19-175.7 Use of safety belts by back seat passengers required. In addition to any requirements set forth in section 1229-c of the vehicle and traffic law:

a. No person 16 years of age or over shall be a passenger in a back seat of a motor vehicle within

the city of New York unless such person is restrained by a safety belt approved by the commissioner of the state department of transportation.

b. No person shall operate a motor vehicle within the city of New York unless every passenger in the back seat who is 16 years of age or over is restrained by a safety belt approved by the commissioner of the state department of transportation.

c. The requirements of this section shall not apply to buses, school buses, as such term is defined in section 142 of the vehicle and traffic law, or authorized emergency vehicles, as such term is defined in section 101 of the vehicle and traffic law.

d. The requirements of this section shall not apply to a passenger with a physically disabling condition whose physical disability would prevent appropriate restraint in a safety belt; provided, however, that such condition is duly certified by a physician who shall state the nature of the disability, as well as the reason such restraint is inappropriate.

e. The requirements of subdivision b of this section shall not apply to drivers operating vehicles which they have been licensed to operate by the taxi and limousine commission while they are transporting passengers for hire pursuant to such licensure.

f. Any passenger 16 years of age or over or any operator of a motor vehicle who violates the provisions of this section shall be guilty of a traffic infraction and upon conviction thereof shall be liable for a fine of not more than $50. Such traffic infraction may be adjudicated by an administrative tribunal authorized under article 2-A of the vehicle and traffic law.

g. In any proceeding alleging a violation of subdivision a of this section by a passenger in the back seat of a taxi or livery vehicle, it shall be an affirmative defense that such taxi or livery vehicle was in violation of subdivision 4-b of section 383 of the vehicle and traffic law, requiring the installation, in a taxi or livery vehicle, of a back seat safety belt that is visible, accessible and maintained in good working order.

§ 2. This local law takes effect 180 days after it becomes law, except that the department shall

take such measures as are necessary for the implementation of this local law, including the promulgation of rules, before such date.