

## **DEXTER TOWNSHIP ORDINANCE NUMBER 15.4**

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AMENDMENT TO UNIFORM TRAFFIC CODE ORDINANCE

ADOPTED: FEBRUARY 16, 1993

EFFECTIVE: MARCH 26, 1993

AN ORDINANCE TO AMEND THE UNIFORM TRAFFIC CODE AS PROMULGATED BY THE DIRECTOR OF THE MICHIGAN STATE POLICE UNDER THE PROVISIONS OF PUBLIC ACT 62 OF 1956, UNIFORM TRAFFIC CODE IN TOWNSHIPS, AND VILLAGES, WHICH HAS BEEN ADOPTED BY THE TOWNSHIP OF DEXTER, AND TO ADD THERETO THE REGULATIONS PERTAINING TO THE USE OF CHILD RESTRAINTS.

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THE TOWNSHIP OF DEXTER ORDAINS:

AN ORDINANCE TO AMEND ORDINANCE 15, THE UNIFORM TRAFFIC CODE, BY THE ADDITION THERETO OF THE FOLLOWING PROVISIONS PERTAINING TO THE USE OF CHILD RESTRAINTS:

### **SECTION I**

1. Except as provided in this section, or as otherwise provided by law, a rule promulgated pursuant to the administrative procedures act of 1969, Act. No. 306 of the Public Acts of 1969, as amended, being section 24.201 to 24.315 of the Michigan Compiled Laws, or federal regulation, each driver transporting a child in a motor vehicle shall properly secure each child in a child restraint system as follows:
  - A. Any child less than 1 year of age in a child restraint system which meets the standards prescribed in 49 C.F.R. 571.213, except as provided in subsection (6).
  - B. Any child 1 year of age or more but less than 4 years of age, when transported in the front seat, in a child restraint system which meets the standards prescribed in 49 C.F.R. 571.213, except as provided in subsection (6).
  - C. Any child 1 year of age or more but less than 4 years of age, when transported in the rear seat, in a child restraint system which meets the standards prescribed in 49 C.F.R. 571.213, unless the child secured is by a safety belt provided in the motor vehicle, except as provided in subsection (6).

### **SECTION II**

1. This section does not apply to any child being nursed.

### **SECTION III**

1. This section does not apply if the motor vehicle being driven is a bus, school bus, taxicab, moped, motorcycle, or other motor vehicle not required to be equipped with safety belts under federal law or regulations.

### **SECTION IV**

1. A person who violates this section is responsible for a civil infraction.

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### **SECTION V**

1. Points shall not be assessed for a violation of this section.

### **SECTION VI**

1. This secretary of state may exempt by rules promulgated pursuant to Act. No. 306 of the Public Acts of 1969, as amended, a class of children from the requirements of this section, if the secretary of state determines that the use of the child restraint system required under subsection (1) is impractical because of physical unfitness, a medical problem, or body size. The secretary of state may specify alternate means of protection for children exempted under this subsection.

### **SECTION VII**

1. **CONFLICTING ORDINANCES REPEALED.** The provisions of Ordinance No. 15, as amended, which are not inconsistent with the within amendment are hereby ratified and reaffirmed and all ordinances or parts of ordinances in conflict herewith are hereby repealed.

### **SECTION VIII**

1. **SEVERABILITY.** Any section or provision of this amending Ordinance which is subsequently declared to be unconstitutional or unenforceable for any reason shall be considered separate and severable from this amending Ordinance, and the remaining provisions shall not be affected by such invalidity.

### **SECTION IX**

1. This amendment shall be effective thirty (30) days after adoption and publication as provided by law.

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Township Clerk