

VILLAGE OF FAIRGROVE  
TUSCOLA COUNTY, MICHIGAN

**ORDINANCE NO. 42**

**MANDATORY CHILD RESTRAINTS**

An ordinance to provide for the regulation of mandatory child restraints.

THE VILLAGE OF FAIRGROVE ORDAINS:

Section 1. Except as provided in this section, or as otherwise provided by law, a rule promulgated pursuant to Act No. 306 of the Public Acts of 1969, as amended, being Sections 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.
- (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.
- (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 is secured by a safety belt provided in the motor vehicle.

Section 2. This section does not apply to a non-resident driver transporting a child in this state or to any child being nursed.

Section 3. 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 Section 710b of the Michigan Motor Vehicle Code or federal law or regulations.

Section 4. A person who violates this Ordinance is responsible for a civil infraction.

Section 5. The 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 unfitnes, a medical problem, or body size. The Secretary of State may specify alternate means of protection for children exempted under this subsection.

Section 6. This Ordinance shall take effect immediately upon publication as required by law.

ADOPTED June 7, 1993

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GERALD C. FULLER, PRESIDENT

Attested

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ANN MARIE BALL, CLERK

I hereby certify that the foregoing is a true and correct copy of an Ordinance duly adopted by the Common Council of the Village of Fairgrove on June 7, 1993 and that said Ordinance was published in the A-F Community News, a newspaper printed in Akron, MI on June 16, 1993.

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ANN MARIE BALL, CLERK