

AMENDED IN SENATE JULY 15, 1999
AMENDED IN ASSEMBLY MAY 17, 1999
AMENDED IN ASSEMBLY APRIL 5, 1999

CALIFORNIA LEGISLATURE—1999–2000 REGULAR SESSION

ASSEMBLY BILL

No. 1471

Introduced by Assembly Members Havice and Washington

February 26, 1999

An act to add Section 27317 to, and to amend the heading of Article 3 (commencing with Section 27302) of Chapter 5 of Division 12 of, the Vehicle Code, relating to vehicles.

LEGISLATIVE COUNSEL'S DIGEST

AB 1471, as amended, Havice. Vehicles: *air bags*: inflatable restraint systems: prohibitions.

Existing law does not prohibit the installation or reinstallation, or the distribution or the sale of any previously deployed *air bag that is part of an* inflatable restraint system.

This bill would prohibit ~~any~~ any person from engaging in these activities if the person knows that the ~~system~~*air bag* was previously deployed, and would make a violation of this prohibition a misdemeanor, thereby imposing a state-mandated local program by creating a new crime.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. The heading of Article 3 (commencing
2 with Section 27302) of Chapter 5 of Division 12 of the
3 Vehicle Code is amended to read:

4
5 Article 3. Safety Belts and Inflatable Restraint Systems
6

7 SEC. 2. Section 27317 is added to the Vehicle Code, to
8 read:

9 27317. Any person who installs or reinstalls for
10 compensation, or who distributes or sells any previously
11 deployed *air bag that is part of an* inflatable restraint
12 system, if the person knows that the ~~system~~ *air bag* has
13 been previously deployed, is guilty of a misdemeanor
14 punishable by a fine of five thousand dollars (\$5,000) or
15 by confinement in the county jail for one year or by both
16 that fine and confinement.

17 SEC. 3. No reimbursement is required by this act
18 pursuant to Section 6 of Article XIII B of the California
19 Constitution because the only costs that may be incurred
20 by a local agency or school district will be incurred
21 because this act creates a new crime or infraction,
22 eliminates a crime or infraction, or changes the penalty
23 for a crime or infraction, within the meaning of Section
24 17556 of the Government Code, or changes the definition
25 of a crime within the meaning of Section 6 of Article
26 XIII B of the California Constitution.

O

