

ORDINANCE NO. 531

AN ORDINANCE AMENDING ORDINANCE 500 OF  
THE TOWN OF MILLS MUNICIPAL CODE ENFORCING  
WYOMING STATUTES PERTAINING TO CHILD SAFETY  
RESTRAINT LAWS AND SEAT BELT LAWS WITHIN THE  
TOWN OF MILLS.

WHEREAS, the Town of Mills is desirous of enforcing Wyoming Statutes §31-5-1303(a), pertaining to child safety restraint laws within the Town; and,

WHEREAS, the Town is authorized by Wyoming State Statute to adopt ordinances necessary for the health, safety, and welfare of the Town; and,

WHEREAS, the adoption of an ordinance enforcing the use of child safety restraints within the Town is necessary and desirable.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE TOWN OF MILLS, WYOMING: That § 500 of the Town Municipal Code is hereby amended to read as follows:

(A) As used in this ordinance:

- (i) “Child safety restraint system” means any device which is designed to protect, hold or restrain a child in a privately owned, leased or rented noncommercial passenger vehicle in such a way as to prevent or minimize injury to the child in the event of a motor vehicle accident or sudden stop and which conforms to the standards prescribed by 49 C.F.R. 571.213 or to applicable federal motor vehicle safety standards in effect at the time of manufacture;
- (ii) “Emergency vehicle” means any fire department vehicle, police, sheriff’s department or highway patrol vehicle, civil defense vehicle, ambulance, hearse or other vehicle used primarily for emergency purposes;
- (iii) “Motor vehicle” means every vehicle which is self propelled;
- (iv) “Passenger vehicle” means a motor vehicle, excluding emergency and law enforcement vehicles, **and school busses as defined under W.S.. §31-5-102 (a) (xlii)** designed to carry people and that was equipped with safety belts at the time of manufacture.

(B) Except as otherwise provided in subsection (C) of this section, no person shall operate a passenger vehicle in this state unless each child who is a passenger in that vehicle and who is ~~eight (8)~~ **nine (9)** years of age or under, ~~and who weighs eighty (80) pounds or less,~~ is properly secured in a child safety restraint system in a seat of the vehicle other than the front seat, except if the vehicle is only equipped with one (1) row of seats, the child may be properly secured in a child safety restraint system in the front passenger seat of the vehicle, **except that a rear-facing infant seat shall not be placed in front of an active air bag.**

(C) Any child who is within the age and weight requirements specified in subsection (B) of this ordinance need not be properly secured in a child safety restraint system if:

- (i) A licensed physician has determined that the weight or physical or medical condition of the child requires that the child not be secured in such a system. The person operating a passenger vehicle transporting such a child shall carry in the vehicle the physician’s signed statement certifying that the child should not be secured in a child restraint system.

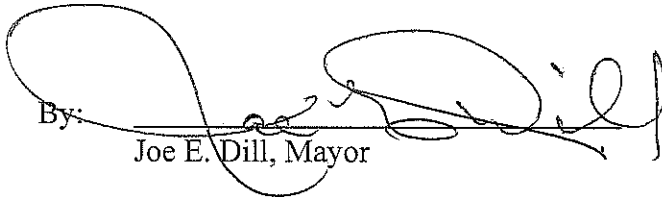
- (ii) The driver of the vehicle is rendering aid or assistance to the child or his parent or guardian.
- (iii) **The lap and shoulder belts of the vehicle will fit properly across the collarbone, chest and hips of the child and the belts do not pose a danger to the neck, face or abdominal area of the child in the event of a crash or sudden stop.**

PASSED on 1st reading the 9 day of August, 2006.

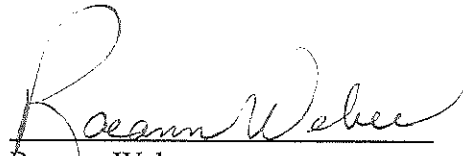
PASSED on 2nd reading the 6 day of Sept, 2006.

PASSED on 3rd reading the 4 day of Oct, 2006.

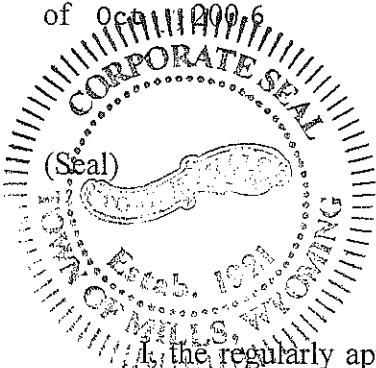
TOWN OF MILLS, WYOMING

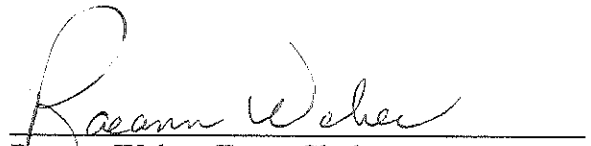
By:   
 Joe E. Dill, Mayor

ATTEST:

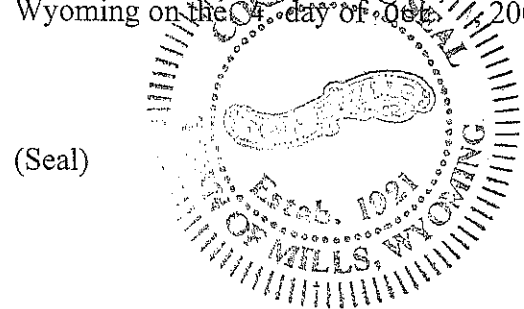
  
 Raeann Weber  
 Town Clerk

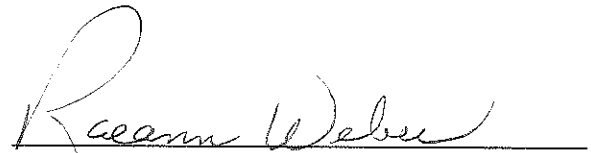
I, Raeann Weber, Town Clerk of the Town of Mills, Wyoming, do hereby certify that the foregoing is a true and correct copy of Ordinance No. 531, entitled "AN ORDINANCE AMENDING § 500 OF THE TOWN OF MILLS MUNICIPAL CODE ENFORCING WYOMING STATUTES PERTAINING TO CHILD SAFETY RESTRAINT LAWS AND SEAT BELT LAWS WITHIN THE TOWN OF MILLS" passed on Third Reading by the Town Council of the Town of Mills, Wyoming, at a regular meeting held by the Council Chambers on the 4 day of Oct, 2006.



  
 Raeann Weber, Town Clerk

I, the regularly appointed, duly qualified and acting Town Clerk of the Town of Mills, Wyoming, do hereby certify that signed, attested, sealed, and certified copies of this Ordinance No. 531 approved and passed as certified above, and following its passage by the Town Council, was posted in the Town Clerk's Office and the Mills Post Office for a period of ten (10) days as required by law; that it took effect and became in force as a legal ordinance of the Town of Mills, Wyoming on the 04 day of Oct, 2006.



  
 Raeann Weber, Town Clerk