

Amend **HB 183** by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS accordingly:

SECTION _____. Subchapter I, Chapter 545, Transportation Code, is amended by adding Section 545.4121 to read as follows:

Sec. 545.4121. DEFENSE; POSSESSION OF CHILD PASSENGER SAFETY SEAT SYSTEM. (a) This section applies to an offense committed under Section 545.412 before September 1, 2006, that would not have been an offense under that section as the section existed immediately before September 1, 2005.

(b) It is a defense to prosecution of an offense to which this section applies that the defendant provides to the court evidence satisfactory to the court that the defendant possesses an appropriate child passenger safety seat system for each child:

(1) who is regularly transported by the defendant in a passenger vehicle; and

(2) who is eight years of age or younger or who is less than 57 inches in height.

(c) This section expires September 1, 2007.