

Child Care Centers Regulations
Child Passenger Restraint Systems (Car Seats)
Section 100 Changes (Editorial)

Sections Affected in California Code of Regulations (CCR) Title 22, Division 12, Chapter 1: 101169(d)(18), 101225(f) and 101425(d)(2)

Justification for Changes Without Regulatory Effect:

This is an editorial package to be filed pursuant to Title 1, Section 100 of the CCR. This package makes regulatory provisions consistent with a changed California statute and meets both required conditions of CCR Title 1, Section 100(a)(6): 1) the current regulations are inconsistent with and are superseded by the changed statute; and 2) the California Department of Social Services has no discretion to adopt a change which differs in substance from the one chosen.

These amendments are necessary to comply with Assembly Bill 3047 (Chapter 350, Statutes of 2002) and Senate Bill 929 (Chapter 474, Statutes of 2011). These bills amended Health and Safety Code section 1596.95(g) and Vehicle Code sections 27360, 27360.5 and 27363. Health and Safety Code section 1596.95(g) requires that all information specified in Vehicle Code sections 27360 and 27360.5, about child passenger restraint systems, be posted at the entrance of any licensed child care center. Vehicle Code section 27360 provides that a child under eight (8) years of age is not to be transported in a motor vehicle without properly securing that child in an appropriate child passenger restraint system. Vehicle Code section 27360.5 provides that a child who is eight (8) years of age or older, but less than 16 years of age, is not to be transported in a motor vehicle without properly securing that child in an appropriate child passenger restraint system or safety belt. Vehicle Code section 27363 sets forth exemptions from the child safety belt and passenger restraint requirements.