

APPROVED FOR CERTIFICATION BY THE MOTOR VEHICLE HOLDS A CURRENT CERTIFICATION AS A CHILD PASSENGER SAFETY TECHNICIAN OR TECHNICIAN INSTRUCTOR BY THE NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION OF THE UNITED STATES DEPARTMENT OF TRANSPORTATION, THE AMERICAN AUTOMOBILE ASSOCIATION, OR OTHER ENTITY DESIGNATED BY THE NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION.

(3) "CHILD SAFETY SEAT" HAS THE MEANING STATED IN § 22-412.2 OF THE TRANSPORTATION ARTICLE.

(4) "SPONSORING ORGANIZATION" MEANS ~~AN EMPLOYER OF A CHILD PASSENGER SAFETY TECHNICIAN, A CORPORATION, OR ORGANIZATION THAT ARRANGES FOR THE OFFERING OF FREE CHILD SAFETY SEAT CHECKUP EVENTS OR FITTING STATION PROGRAMS FOR THE GENERAL PUBLIC~~ A PERSON THAT:

(I) EMPLOYS A CHILD PASSENGER SAFETY TECHNICIAN;

(II) OFFERS OR ARRANGES FREE CHILD SAFETY SEAT CHECKUP EVENTS OR FITTING STATION PROGRAMS FOR THE GENERAL PUBLIC; OR

(III) OWNS PROPERTY ON WHICH A FREE CHILD SAFETY SEAT CHECKUP EVENT OR FITTING STATION PROGRAM FOR THE GENERAL PUBLIC TAKES PLACE.

(B) ~~NEITHER A CHILD PASSENGER SAFETY TECHNICIAN NOR A SPONSORING ORGANIZATION IS CIVILLY LIABLE FOR AN ACT OR OMISSION THAT OCCURS IN THE ADVICE, INSPECTION, OR ASSISTANCE IN INSTALLATION OR ADJUSTMENT OF A CHILD SAFETY SEAT IN A MOTOR VEHICLE~~ A CHILD PASSENGER SAFETY TECHNICIAN OR SPONSORING ORGANIZATION IS NOT CIVILLY LIABLE FOR AN ACT OR OMISSION THAT OCCURS SOLELY IN THE INSPECTION, INSTALLATION, OR ADJUSTMENT OF A CHILD SAFETY SEAT IN A MOTOR VEHICLE, OR IN GIVING ADVICE OR ASSISTANCE REGARDING THE INSTALLATION OR ADJUSTMENT OF A CHILD SAFETY SEAT, IF:

(1) THE CHILD PASSENGER SAFETY TECHNICIAN ACTS IN GOOD FAITH AND WITHIN THE SCOPE OF THE TRAINING FOR WHICH THE TECHNICIAN IS CURRENTLY CERTIFIED;

(2) THE ACT OR OMISSION DOES NOT CONSTITUTE GROSS NEGLIGENCE OR WILLFUL OR WANTON MISCONDUCT; AND

(3) THE INSPECTION OR, INSTALLATION, OR ADJUSTMENT OF THE CHILD SAFETY SEAT, OR THE ADVICE OR ASSISTANCE, IS PROVIDED WITHOUT ANY DIRECT OR INDIRECT FEE OR CHARGE TO THE OWNER OR OPERATOR OF THE MOTOR VEHICLE; AND

(4) THE INSPECTION, INSTALLATION, OR ADJUSTMENT OF THE CHILD SAFETY SEAT IS NOT PROVIDED IN CONJUNCTION WITH THE FOR PROFIT SALE OF THE CHILD SAFETY SEAT.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be construed only prospectively and may not be applied or interpreted to have any effect on or application to any cause of action arising before the effective date of this Act.