

~~child safety seat in accordance with the child safety seat and vehicle manufacturers' instructions if the child:~~

~~(1) Is under the age of 4 years, regardless of the child's weight; or~~

~~(2) Weighs 40 pounds or less, regardless of the child's age].~~

~~(e) [A] SUBJECT TO SUBSECTION (D) OF THIS SECTION, A person may not transport a child under the age of 16 years unless the child is secured in:~~

~~(1) A child safety seat in accordance with the child safety seat and vehicle manufacturers' instructions; or~~

~~(2) A seat belt.~~

~~(f) [If] NOTWITHSTANDING SUBSECTION (D) OF THIS SECTION, IF a physician, who is licensed to practice medicine in the state in which the vehicle transporting the child is registered, certifies in writing that use of a child safety seat by a particular child would be impractical due to the child's weight, HEIGHT, physical unfitness, or other medical reason, there is not a violation of this section.~~

~~(g) A child safety seat or seat belt may not be used to restrain, seat, or position more than 1 individual at a time.~~

~~(h) [If] NOTWITHSTANDING SUBSECTION (D) OF THIS SECTION, IF the number of children subject to the provisions of this section exceeds the number of passenger securing locations suitable for securing a child either in a seat belt or in a child safety seat in accordance with this section, and all of those securing locations are in use by children, there is not a violation of this section.~~

~~(i) A violation of this section is not contributory negligence and may not be admitted as evidence in the trial of any civil action.~~

~~(j) A violation of this section is not considered a moving violation for purposes of § 16-402 of this article.~~

~~(k) The failure to provide a child safety seat or seat belt for more than 1 child in the same vehicle at the same time, as required by this section, shall be treated as a single violation.~~

~~(l) (1) Any person convicted of a violation of this section is subject to a fine of \$25.~~

~~(2) A judge may waive the fine if the person charged with violation of this section:~~