

MOTORCYCLE HELMET AMENDMENTS

2009 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Ronda Rudd Menlove

Senate Sponsor: Scott K. Jenkins

LONG TITLE

General Description:

This bill modifies the Motor Vehicles Code by amending provisions relating to wearing protective headgear while operating a motorcycle.

Highlighted Provisions:

This bill:

► provides that a court shall waive \$10 of a fine charged to a person operating a motorcycle or motor-driven cycle for a moving traffic violation if:

- the person was 18 years of age or older at the time of operation; and
- was wearing protective headgear at the time of operation.

Monies Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

41-6a-1505, as last amended by Laws of Utah 2007, Chapter 86

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **41-6a-1505** is amended to read:

41-6a-1505. Motorcycle or motor-driven cycle -- Protective headgear -- Closed



28 **cab excepted -- Electric assisted bicycles, motor assisted scooters, electric personal**
29 **assistive mobility devices -- Fine waiver.**

30 (1) A person under the age of 18 may not operate or ride on a motorcycle or
31 motor-driven cycle on a highway unless the person is wearing protective headgear which
32 complies with specifications adopted under Subsection (3).

33 (2) This section does not apply to persons riding within an enclosed cab.

34 (3) The following standards and specifications for protective headgear are adopted:

35 (a) 49 C.F.R. 571.218 related to protective headgear for motorcycles; and

36 (b) 49 C.F.R. 1203 related to protective headgear for bicycles, motor assisted scooters,
37 and electric personal assistive mobility devices.

38 (4) A court shall waive \$10 of a fine charged to a person operating a motorcycle or
39 motor-driven cycle for a moving traffic violation if the person:

40 (a) was 18 years of age or older at the time of operation; and

41 (b) was wearing protective headgear that complies with the specifications adopted
42 under Subsection (3) at the time of operation.

Legislative Review Note
as of 2-11-09 9:17 AM

Office of Legislative Research and General Counsel

H.B. 387 - Motorcycle Helmet Amendments

Fiscal Note

2009 General Session
State of Utah

State Impact

Enactment of this bill will reduce state revenues by \$4,500 in General Funds and \$4,500 in Restricted Funds beginning FY 2010.

	<u>2009</u> <u>Approp.</u>	<u>2010</u> <u>Approp.</u>	<u>2011</u> <u>Approp.</u>	<u>2009</u> <u>Revenue</u>	<u>2010</u> <u>Revenue</u>	<u>2011</u> <u>Revenue</u>
General Fund	\$0	\$0	\$0	\$0	(\$4,500)	(\$4,500)
Restricted Funds	\$0	\$0	\$0	\$0	(\$4,500)	(\$4,500)
Total	\$0	\$0	\$0	\$0	(\$9,000)	(\$9,000)

Individual, Business and/or Local Impact

Enactment of this bill likely will not result in direct, measurable costs and/or benefits for individuals or businesses. Local governments may lose revenue associated with fines.
