

SENATE BILL NO. 207—SENATORS WIENER AND NOLAN

MARCH 5, 2007

Referred to Committee on Transportation and Homeland Security

SUMMARY—Makes various changes to provisions concerning bicycle safety. (BDR 43-130)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to public safety; requiring the Department of Public Safety to designate standards for protective bicycle helmets; prohibiting the parent or guardian of a child who is less than 18 years of age from knowingly allowing the child to operate or be a passenger on a bicycle unless the child wears a protective bicycle helmet; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law requires the Department of Public Safety to develop an educational program concerning bicycle safety. (NRS 480.700) **Section 1** of this bill requires the Department to designate standards for protective bicycle helmets and to consult with the Nevada Bicycle Advisory Board in designating such standards. **Section 1** also prohibits the parent or guardian of a child who is less than 18 years of age from knowingly allowing the child to operate or be a passenger on a bicycle unless the child wears a protective helmet which meets the standards designated by the Department. **Section 1** imposes certain fines for persons who violate this provision.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Chapter 484 of NRS is hereby amended by adding thereto a new section to read as follows:
1. The Department of Public Safety shall designate standards for protective bicycle helmets to be worn by operators and passengers of bicycles. The Department of Public Safety shall



1 *consult with the Nevada Bicycle Advisory Board in designating*
2 *such standards.*

3 2. *The parent or legal guardian of a child who is less than 18*
4 *years of age shall not knowingly allow the child to operate or be a*
5 *passenger on a bicycle unless the child wears a protective bicycle*
6 *helmet securely fastened on the head which meets the standards*
7 *designated pursuant to subsection 1.*

8 3. *A person who violates the provisions of subsection 2 is*
9 *guilty of a misdemeanor and:*

10 (a) *For the first offense, shall be punished by a fine of \$10,*
11 *except that a court may waive the fine upon proof satisfactory to*
12 *the court that the person:*

13 (1) *Has purchased or otherwise obtained for the child a*
14 *protective bicycle helmet which meets the standards designated*
15 *pursuant to subsection 1; and*

16 (2) *Agrees to comply with the provisions of subsection 2;*

17 (b) *For the second offense, shall be punished by a fine of \$50;*
18 *and*

19 (c) *For a third or subsequent offense, shall be punished by a*
20 *fine of \$100.*

21 **Sec. 2.** NRS 484.503 is hereby amended to read as follows:

22 484.503 Every person riding a bicycle upon a roadway has all
23 of the rights and is subject to all of the duties applicable to the driver
24 of a vehicle except as otherwise provided in NRS 484.504 to
25 484.513, inclusive, *and section 1 of this act*, and except as to those
26 provisions of this chapter which by their nature can have no
27 application.

