

SENATE BILL NO. 49—SENATOR BEERS

PREFILED JANUARY 30, 2007

Referred to Committee on Transportation and Homeland Security

SUMMARY—Removes the requirement that drivers and passengers on certain motorcycles wear protective headgear. (BDR 43-798)

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 motorcycles; removing the requirement that the driver and passenger of a motorcycle being driven on a highway wear protective headgear; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 **Sections 1 and 2** of this bill remove the requirement that the driver and
2 passenger of a motorcycle wear protective headgear and remove the requirement
3 for the Department of Motor Vehicles to adopt standards for such headgear. (NRS
4 486.231, 486.241)

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

1 **Section 1.** NRS 486.231 is hereby amended to read as follows:
2 486.231 1. The Department shall adopt standards for
3 ~~{protective headgear and}~~ protective glasses, goggles or face shields
4 to be worn by the drivers and passengers of motorcycles and
5 transparent windscreens for motorcycles.
6 2. ~~{Except as provided in this section, when}~~ **When** any
7 motorcycle, except a trimobile, ~~{or moped,}~~ is being driven on a
8 highway, the driver and passenger shall wear ~~{protective headgear~~
9 ~~securely fastened on the head and}~~ protective glasses, goggles or
10 face shields meeting those standards. Drivers and passengers of



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1 trimobiles shall wear protective glasses, goggles or face shields
2 which meet those standards.

3 3. When a motorcycle or a trimobile is equipped with a
4 transparent windscreen meeting those standards, the driver and
5 passenger are not required to wear **protective** glasses, goggles or
6 face shields.

7 4. When a motorcycle is being driven in a parade authorized by
8 a local authority, the driver and passenger are not required to wear
9 the protective devices provided for in this section.

10 5. When a three-wheel motorcycle ~~H~~ on which the driver and
11 passengers ride within an enclosed cab ~~H~~ is being driven on a
12 highway, the driver and passengers are not required to wear the
13 protective devices required by this section.

14 **Sec. 2.** NRS 486.241 is hereby amended to read as follows:

15 486.241 1. A person shall not sell, offer for sale or distribute
16 any protective ~~headgear,~~ glasses, goggles or face shields for use by
17 any drivers or passengers of motorcycles or transparent windscreens
18 for motorcycles unless the equipment is of a type and specification
19 meeting the standards therefor adopted by the Department.

20 2. The provisions of this section do not prohibit the sale of
21 protective ~~headgear,~~ glasses, goggles or face shields which comply
22 with the rules and regulations adopted by the United States
23 Department of Transportation.

