

AMENDMENTS TO LB1004

Introduced by Hansen, 16.

1 1. Strike original section 1 and insert the following new section:

2 Section 1. Section 60-6,279, Revised Statutes Supplement, 2023, is
3 amended to read:

4 60-6,279 (1) A person shall not operate ~~or be a passenger on~~ a
5 motorcycle or moped on any highway in this state unless such person is:

6 (a) Wearing a protective helmet of the type and design manufactured
7 for use by operators of such vehicles and unless such helmet is secured
8 properly on the user's head with a chin strap while the vehicle is in
9 motion. All such protective helmets shall be designed to reduce injuries
10 to the user resulting from head impacts and shall be designed to protect
11 the user by remaining on the user's head, deflecting blows, resisting
12 penetration, and spreading the force of impact. Each such helmet shall
13 consist of lining, padding, and chin strap and shall meet or exceed the
14 standards established in the United States Department of Transportation's
15 Federal Motor Vehicle Safety Standard No. 218, 49 C.F.R. 571.218, for
16 motorcycle helmets; or

17 ~~(b) Beginning January 1, 2024:~~

18 ~~(b)(i) (i) At least twenty-one years of age; and~~

19 ~~(ii)(A) Has a Nebraska Class M license and received such Class M~~
20 ~~license prior to May 1, 2024, and has completed the Motorcycle Safety~~
21 ~~Foundation three-hour Basic eCourse and submitted proof of such~~
22 ~~completion to the Department of Motor Vehicles. Proof of such completion~~
23 ~~shall be in a manner approved by the department;~~

24 ~~(B) Has a Nebraska Class M license and received such Class M license~~
25 ~~on or after May 1, 2024, and (ii)(A) For a resident of Nebraska,~~ has
26 completed the basic motorcycle safety course as provided in the
27 Motorcycle Safety Education Act and submitted proof of such completion to

1 the Department of Motor Vehicles. Proof of such completion shall be in a
2 manner approved by the department; or

3 (C) Has a license to operate a motorcycle issued by another state.

4 ~~(B) For a nonresident of Nebraska, has completed an equivalent to the~~
5 ~~Motorcycle Safety Foundation basic motorcycle rider course or some other~~
6 ~~substantially similar motorcycle rider course approved by the state of~~
7 ~~the person's residence and provides proof of such completion to a law~~
8 ~~enforcement officer upon request.~~

9 (2) A person shall not be a passenger on a motorcycle or moped on
10 any highway in this state unless:

11 (a) Such person is wearing a protective helmet described in
12 subdivision (1)(a) of this section; or

13 (b)(i) Such person is at least twenty-one years of age; and

14 (ii) The person operating the motorcycle or moped is a person
15 described in subdivision (1)(b) of this section.

16 (3) {2} The Department of Motor Vehicles shall modify the existing
17 system of the department by January 1, 2024, to allow the date of
18 completion of such course to be recorded on the person's record provided
19 for in section 60-483.

20 (4) {3} A person shall not operate a motorcycle or moped on any
21 highway in this state unless such person employs one of the following
22 forms of eye protection: (a) Glasses that cover the orbital region of the
23 person's face, (b) a protective face shield attached to a protective
24 helmet, (c) goggles, or (d) a windshield on the motorcycle or moped that
25 protects the operator's and passenger's horizontal line of vision in all
26 operating positions.