

LEGISLATURE OF NEBRASKA

ONE HUNDRED THIRD LEGISLATURE

FIRST SESSION

**LEGISLATIVE BILL 393**

Introduced by Bloomfield, 17; Brasch, 16; Christensen, 44; Davis, 43; Janssen, 15; Karpisek, 32; Kintner, 2; Krist, 10; Larson, 40; Murante, 49; Scheer, 19; Schilz, 47.

Read first time January 18, 2013

Committee: Transportation and Telecommunications

A BILL

1 FOR AN ACT relating to motorcycles; to amend section 60-6,279,  
2 Reissue Revised Statutes of Nebraska; to change helmet  
3 provisions; to require eye protection; and to repeal the  
4 original section.  
5 Be it enacted by the people of the State of Nebraska,

1           Section 1. Section 60-6,279, Reissue Revised Statutes of  
2 Nebraska, is amended to read:

3           60-6,279 ~~A~~(1) A person shall not operate a motorcycle or  
4 moped on any highway in this state unless such person is wearing eye  
5 protection.

6           (2) Except as otherwise provided in subsections (3) and  
7 (4) of this section, a person shall not operate or be a passenger on  
8 a motorcycle or moped on any highway in this state unless such person  
9 is wearing a protective helmet of the type and design manufactured  
10 for use by operators of such vehicles and unless such helmet is  
11 secured properly on his or her head with a chin strap while the  
12 vehicle is in motion. All such protective helmets shall be designed  
13 to reduce injuries to the user resulting from head impacts and shall  
14 be designed to protect the user by remaining on the user's head,  
15 deflecting blows, resisting penetration, and spreading the force of  
16 impact. Each such helmet shall consist of lining, padding, and chin  
17 strap and shall meet or exceed the standards established in the  
18 United States Department of Transportation's Federal Motor Vehicle  
19 Safety Standard No. 218, 49 C.F.R. 571.218, for motorcycle helmets.

20           (3) A person who is at least twenty-one years of age is  
21 exempt from subsection (2) of this section.

22           (4) For purposes of this section, eye protection means  
23 glasses that cover the orbital region of a person's face, a  
24 protective face shield attached to a protective helmet, goggles, or a  
25 windshield on the motorcycle or moped that protects the operator's

1 and passenger's horizontal line of vision in all operating positions.

2 (5) A person exempt from subsection (2) of this section  
3 shall have the words "helmet not required" printed on his or her  
4 Class M operator's license or on his or her operator's license  
5 underneath the Class M endorsement.

6 Sec. 2. Original section 60-6,279, Reissue Revised  
7 Statutes of Nebraska, is repealed.