

AMENDMENTS TO LB368

Introduced by Hilkeemann, 4.

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

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

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

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

21 (b) A person shall not be a passenger on a motorcycle or moped on
22 any highway in this state unless such person is at least six years of
23 age.

24 (3) A person who is at least twenty-one years of age is exempt from
25 subdivision (2)(a) of this section.

26 (4) For purposes of this section:

27 (a) Eye protection means glasses that cover the orbital region of a

1 person's face, a protective face shield attached to a protective helmet,
2 goggles, or a windshield on the motorcycle or moped that protects the
3 operator's and passenger's horizontal line of vision in all operating
4 positions; and

5 (b) Hearing protection means disposable foam plugs or reusable
6 custom-molded devices that reduce noise.