

LEGISLATURE OF NEBRASKA
ONE HUNDRED EIGHTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 91

Introduced by Hansen, B., 16; Aguilar, 35; Ballard, 21; Brandt, 32;
Brewer, 43; Clements, 2; Dorn, 30; Dungan, 26; Erdman, 47;
Holdcroft, 36; Jacobson, 42; Lowe, 37; Murman, 38; Slama,
1; Wayne, 13; Wishart, 27.

Read first time January 05, 2023

Committee: Transportation and Telecommunications

- 1 A BILL FOR AN ACT relating to motor vehicles; to amend section 60-6,279,
2 Reissue Revised Statutes of Nebraska; to change provisions relating
3 to helmets as prescribed; to require eye protection as prescribed;
4 and to repeal the 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 Nebraska,
2 is amended to read:

3 60-6,279 (1) A person shall not operate or be a passenger ~~in an~~
4 ~~autocycle described in subsection (2) of this section,~~ on a motorcycle
5 ~~other than an autocycle,~~ or ~~on a~~ moped on any highway in this state
6 unless such person is:

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

18 (b) At least twenty-one years of age and has been certified by the
19 Motorcycle Safety Foundation basic motorcycle rider course or other
20 substantially similar motorcycle rider course approved by the Department
21 of Motor Vehicles.

22 (2) A person shall not operate a motorcycle or moped on any highway
23 in this state unless such person employs one of the following forms of
24 eye protection: (a) Glasses that cover the orbital region of the person's
25 face, (b) a protective face shield attached to a protective helmet, (c)
26 goggles, or (d) a windshield on the motorcycle or moped that protects the
27 operator's and passenger's horizontal line of vision in all operating
28 positions ~~This section applies to an autocycle that has a seating area~~
29 ~~that is not completely enclosed.~~

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