SLS 14RS-427 ORIGINAL

Regular Session, 2014

SENATE BILL NO. 406

BY SENATOR WALSWORTH

MOTOR VEHICLES. Exempts certain persons twenty-one years of age or older from the requirement of wearing a motorcycle helmet. (gov sig)

1	AN ACT
2	To amend and reenact R.S. 32:190(A), relative to safety helmets; to exempt certain riders
3	from having to wear a safety helmet; to provide age and insurance requirements; to
4	provide terms and conditions; and to provide for related matters.
5	Be it enacted by the Legislature of Louisiana:
6	Section 1. R.S. 32:190(A) is hereby amended and reenacted to read as follows:
7	§190. Safety helmets
8	A.(1) No person shall operate or ride upon any motorcycle, motor-driven
9	cycle, or motorized bicycle unless the person is equipped with and is wearing on the
10	head a safety helmet of the type and design manufactured for use by operators of
11	such vehicles, which shall be secured properly with a chin strap while the vehicle is
12	in motion. All such safety helmets shall consist of lining, padding, visor, and chir
13	strap and shall meet such other specifications as shall be established by the
14	commissioner.
15	(2) The provisions of Paragraph (A)(1) of this Section shall not apply to
16	a person who meets all of the following requirements:
17	(a) Is twenty-one years of age or older.

1	(b) Has satisfactorily completed the Motorcycle Safety, Awareness, and
2	Operator Training Program operated by the Department of Public Safety and
3	Corrections.
4	(c) Maintains a motor vehicle liability policy in the amount of twenty
5	thousand dollars because of bodily injury to or death of one person in any one
6	accident, and, subject to such limit for one person, forty thousand dollars
7	because of bodily injury to or death of two or more persons in any one accident,
8	and twenty-five thousand dollars because of damage to or destruction of
9	property of others in any one accident.
10	* * *
11	Section 2. This Act shall become effective upon signature by the governor or, if not
12	signed by the governor, upon expiration of the time for bills to become law without signature
13	by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
14	vetoed by the governor and subsequently approved by the legislature, this Act shall become
15	effective on the day following such approval.

DIGEST

The original instrument and the following digest, which constitutes no part

of the legislative instrument, were prepared by J. W. Wiley.

Walsworth (SB 406)

<u>Present law</u> provides that no person can operate or ride upon any motorcycle, motor-driven cycle, or motorized bicycle unless the person is equipped with and is wearing a safety helmet.

<u>Proposed law</u> exempts from <u>present law</u> a person who meets all of the following requirements:

- (1) Is 21 years of age or older.
- (2) Has satisfactorily completed the Motorcycle Safety, Awareness, and Operator Training Program operated by the Department of Public Safety and Corrections.
- (3) Maintains a motor vehicle liability policy in the amount of \$20,000 because of bodily injury to or death of one person in any one accident, and, subject to such limit for one person, \$40,000 because of bodily injury to or death of two or more persons in any one accident, and \$25,000 because of damage to or destruction of property of others in any one accident.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Amends R.S. 32:190(A))

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Coding: Words which are struck through are deletions from existing law; words in **boldface type and underscored** are additions.