

HOUSE BILL No. 4008

January 13, 2011, Introduced by Rep. LeBlanc and referred to the Committee on Transportation.

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 658 (MCL 257.658), as amended by 2002 PA 494.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 658. (1) A person propelling a bicycle or operating a
2 motorcycle or moped shall not ride other than upon and astride a
3 permanent and regular seat attached to that vehicle.

4 (2) A bicycle or motorcycle shall not be used to carry more
5 persons at 1 time than the number for which it is designed and
6 equipped.

7 (3) A moped or an electric personal assistive mobility device
8 shall not be used to carry more than 1 person at a time.

9 (4) A person ~~operating or riding on a motorcycle, and any~~

1 ~~person~~ less than 19 years of age operating a moped on a public
2 thoroughfare shall wear a crash helmet on his or her head. **A PERSON**
3 **LESS THAN 21 YEARS OF AGE OPERATING OR RIDING ON A MOTORCYCLE SHALL**
4 **WEAR A CRASH HELMET ON HIS OR HER HEAD. A PERSON 21 YEARS OF AGE OR**
5 **OLDER OPERATING OR RIDING ON A MOTORCYCLE IS NOT REQUIRED TO WEAR A**
6 **CRASH HELMET ON HIS OR HER HEAD IF THE PERSON HAS IN EFFECT**
7 **SECURITY IN THE AMOUNT OF \$20,000.00 FOR THE PAYMENT OF FIRST-PARTY**
8 **MEDICAL BENEFITS PAYABLE IN THE EVENT THAT HE OR SHE IS INVOLVED IN**
9 **A MOTORCYCLE ACCIDENT, AS PROVIDED IN SECTION 3103 OF THE INSURANCE**
10 **CODE OF 1956, 1956 PA 218, MCL 500.3103.** Crash helmets shall be
11 approved by the department of state police. The department of state
12 police shall promulgate rules for the implementation of this
13 section ~~pursuant to~~ **UNDER** the administrative procedures act of
14 1969, 1969 PA 306, MCL 24.201 to 24.328. Rules in effect on June 1,
15 1970, ~~shall~~ apply to helmets required by this act. This subsection
16 does not apply to a person operating or riding in an autocyple if
17 the vehicle is equipped with a roof ~~which~~ **THAT** meets or exceeds
18 standards for a crash helmet.

19 (5) A person operating or riding in an autocyple shall wear
20 seat belts when on a public highway in this state.