



SENATE BILL No. 119

January 17, 1995, Introduced by Senator BOUCHARD
and referred to the Committee on Transportation
and Tourism.

A bill to amend section 658 of Act No. 300 of the Public Acts of 1949, entitled as amended "Michigan vehicle code," as amended by Act No. 328 of the Public Acts of 1984, being section 257.658 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 658 of Act No. 300 of the Public Acts of
2 1949, as amended by Act No. 328 of the Public Acts of 1984, being
3 section 257.658 of the Michigan Compiled Laws, is amended to read
4 as follows:

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

8 (2) A bicycle or motorcycle shall not be used to carry more
9 persons at 1 time than the number for which it is designed and

1 equipped. A MOTORCYCLE SHALL BE EQUIPPED WITH ADEQUATE SEATS AND
2 FOOT RESTS OR PEGS. FOOT RESTS OR PEGS SHALL BE MOUNTED IN
3 ACCORDANCE WITH MANUFACTURER'S SPECIFICATIONS. IN THE ABSENCE OF
4 MANUFACTURER'S SPECIFICATIONS, FOOT RESTS OR PEGS FOR THE PASSEN-
5 GER SHALL BE LOCATED ON THE SAME HORIZONTAL PLANE AS THOSE OF THE
6 OPERATOR. A PASSENGER SHALL NOT RIDE ON A MOTORCYCLE UNLESS HIS
7 OR HER FEET CAN REST ON THE ASSIGNED FOOT RESTS OR PEGS.

8 (3) A moped shall not be used to carry more than 1 person at
9 a time.

10 (4) A person operating or riding on a motorcycle, and any
11 person less than 19 years of age operating a moped on a public
12 ~~thoroughfare~~ HIGHWAY shall wear a crash helmet PROPERLY
13 FASTENED on his or her head. Crash helmets shall ~~be approved by~~
14 ~~the department of state police~~ MEET THE STANDARDS AS PRESCRIBED
15 BY 49 C.F.R. 571.218 AND SHALL HAVE THE SYMBOL "DOT" AFFIXED IN
16 THE MANNER PRESCRIBED IN THAT REGULATION. ~~The department of~~
17 ~~state police shall promulgate rules for the implementation of~~
18 ~~this section pursuant to the administrative procedures act of~~
19 ~~1969, Act No. 306 of the Public Acts of 1969, being sections~~
20 ~~24.201 to 24.315 of the Michigan Compiled Laws. Rules in effect~~
21 ~~on June 1, 1970, shall apply to helmets required by this act.~~

22 This subsection does not apply to a person operating or riding in
23 an autocyple if the vehicle is equipped with a roof ~~which~~ THAT
24 meets or exceeds standards for a crash helmet.

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