

SENATE BILL No. 527

September 29, 2015, Introduced by Senators WARREN and HOOD 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 2012 PA 589.

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) An electric personal assistive mobility device shall not
8 be used to carry more than 1 person at a time.

9 (4) A person **OPERATING OR RIDING ON A MOTORCYCLE AND ANY**
10 **PERSON** less than 19 years of age operating a moped on a public
11 thoroughfare shall wear a crash helmet on his or her head. ~~Except~~

~~as provided in subsection (5), a person operating or riding on a motorcycle shall wear a crash helmet on his or her head.~~

~~———— (5) The following conditions apply to a person 21 years of age or older operating or riding on a motorcycle, as applicable:~~

~~———— (a) A person who is operating a motorcycle is not required to wear a crash helmet on his or her head if he or she has had a motorcycle endorsement on his or her operator's or chauffeur's license for not less than 2 years or the person passes a motorcycle safety course conducted under section 811a or 811b and satisfies the requirements of subdivision (c).~~

~~———— (b) A person who is riding on a motorcycle is not required to wear a crash helmet on his or her head if the person or the operator of the motorcycle satisfies the requirements of subdivision (c).~~

~~———— (c) A person who is operating a motorcycle and a person who is riding on a motorcycle are not required to wear crash helmets on their heads if the operator of the motorcycle or the rider has in effect security for the first party medical benefits payable in the event that he or she is involved in a motorcycle accident, as provided in section 3103 of the insurance code of 1956, 1956 PA 218, MCL 500.3103, in 1 of the following amounts, as applicable:~~

~~———— (i) A motorcycle operator without a rider, not less than \$20,000.00.~~

~~———— (ii) A motorcycle operator with a rider, not less than \$20,000.00 per person per occurrence. However, if the rider has security in an amount not less than \$20,000.00, then the operator is only required to have security in the amount of not less than~~

1 ~~\$20,000.00.~~

2 (5) ~~(6)~~—Crash helmets shall be approved by the department of
3 state police. The department of state police shall promulgate rules
4 for the implementation of this section under the administrative
5 procedures act of 1969, 1969 PA 306, MCL 24.201 to 24.328. Rules in
6 effect on June 1, 1970, apply to helmets required by this act.

7 (6) ~~(7)~~—The crash helmet requirements under this section do
8 not apply to a person operating or riding in an autocycle if the
9 vehicle is equipped with a roof that meets or exceeds standards for
10 a crash helmet.

11 (7) ~~(8)~~—A person operating or riding in an autocycle shall
12 wear seat belts when on a public highway in this state.

13 Enacting section 1. This amendatory act takes effect 90 days
14 after the date it is enacted into law.