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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 1253 Session of  
2009

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INTRODUCED BY FRANKEL, ADOLPH, FREEMAN, JOSEPHS, KILLION,  
KIRKLAND, MELIO, SANTARSIERO AND WATSON, APRIL 13, 2009

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REFERRED TO COMMITTEE ON TRANSPORTATION, APRIL 13, 2009

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AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated  
2 Statutes, further providing for protective equipment for  
3 motorcycle riders.

4 The General Assembly of the Commonwealth of Pennsylvania  
5 hereby enacts as follows:

6 Section 1. Section 3525 of Title 75 of the Pennsylvania  
7 Consolidated Statutes is amended to read:

8 § 3525. Protective equipment for motorcycle riders.

9 (a) Protective headgear.--Except as provided in subsection  
10 (d), no person shall operate or ride upon a motorcycle or a  
11 motor-driven cycle (other than a motorized pedalcycle) unless he  
12 is wearing protective headgear which complies with standards  
13 established by the department.

14 (b) Eye-protective devices.--[No] Except as provided in  
15 subsection (d), no person shall operate or ride upon a  
16 motorcycle (other than a motorized pedalcycle [or a three-  
17 wheeled motorcycle equipped with an enclosed cab]) unless he is  
18 wearing an eye-protective device of a type approved by the

1 department.

2 (c) Approval of equipment.--The department may approve or  
3 disapprove protective headgear and eye-protective devices  
4 required under this section and may issue and enforce  
5 regulations establishing standards and specifications for the  
6 approval of the headgear and devices. The department shall  
7 publish lists of all protective headgear and eye-protective  
8 devices by name and type which have been approved.

9 (d) Exception.--The provisions of [subsection (a)]  
10 subsections (a) and (b) shall not apply to the [following:

11 (1) The] operator or any occupant of a three-wheeled  
12 motorcycle equipped with an enclosed cab.

13 [(2) A person 21 years of age or older who has been  
14 licensed to operate a motorcycle for not less than two full  
15 calendar years.

16 (3) A person 21 years of age or older who has completed  
17 a motorcycle rider safety course approved by the department  
18 or the Motorcycle Safety Foundation.

19 (4) The passenger of a person exempt under this  
20 subsection if the passenger is 21 years of age or older.]

21 Section 2. This act shall take effect in 60 days.