

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 279 Session of  
1997

INTRODUCED BY STOUT, COSTA AND BELAN, JANUARY 29, 1997

AS AMENDED ON THIRD CONSIDERATION, HOUSE OF REPRESENTATIVES,  
SEPTEMBER 29, 1997

AN ACT

1 ~~Designating a section of Route 3013 in Westmoreland County,~~ <—  
2 ~~Pennsylvania, as the C. Vance Deigas Memorial Highway.~~

3 AMENDING TITLE 75 (VEHICLES) OF THE PENNSYLVANIA CONSOLIDATED <—  
4 STATUTES, FURTHER PROVIDING FOR PROTECTIVE EQUIPMENT FOR  
5 MOTORCYCLE RIDERS; AND DESIGNATING A HIGHWAY.

6 The General Assembly of the Commonwealth of Pennsylvania  
7 hereby enacts as follows:

8 SECTION 1. SECTION 3525 OF TITLE 75 OF THE PENNSYLVANIA <—  
9 CONSOLIDATED STATUTES IS AMENDED TO READ:

10 § 3525. PROTECTIVE EQUIPMENT FOR MOTORCYCLE RIDERS.

11 (A) PROTECTIVE HEADGEAR.--EXCEPT AS PROVIDED IN SUBSECTION  
12 (D), NO PERSON SHALL OPERATE OR RIDE UPON A MOTORCYCLE OR A  
13 MOTOR-DRIVEN CYCLE (OTHER THAN A MOTORIZED PEDALCYCLE) UNLESS HE  
14 IS WEARING PROTECTIVE HEADGEAR WHICH COMPLIES WITH STANDARDS  
15 ESTABLISHED BY THE DEPARTMENT.

16 (B) EYE-PROTECTIVE DEVICES.--EXCEPT AS PROVIDED IN  
17 SUBSECTION (D), NO PERSON SHALL OPERATE OR RIDE UPON A  
18 MOTORCYCLE (OTHER THAN A MOTORIZED PEDALCYCLE) UNLESS HE IS

1 WEARING AN EYE-PROTECTIVE DEVICE OF A TYPE APPROVED BY THE  
2 DEPARTMENT.

3 (C) APPROVAL OF EQUIPMENT.--THE DEPARTMENT MAY APPROVE OR  
4 DISAPPROVE PROTECTIVE HEADGEAR AND EYE-PROTECTIVE DEVICES  
5 REQUIRED UNDER THIS SECTION AND MAY ISSUE AND ENFORCE  
6 REGULATIONS ESTABLISHING STANDARDS AND SPECIFICATIONS FOR THE  
7 APPROVAL OF THE HEADGEAR AND DEVICES. THE DEPARTMENT SHALL  
8 PUBLISH LISTS OF ALL PROTECTIVE HEADGEAR AND EYE-PROTECTIVE  
9 DEVICES BY NAME AND TYPE WHICH HAVE BEEN APPROVED.

10 (D) EXCEPTION.--THE PROVISIONS OF SUBSECTIONS (A) AND (B)  
11 SHALL NOT APPLY TO THE FOLLOWING:

12 (1) THE OPERATOR OR ANY OCCUPANT OF A THREE-WHEELED  
13 MOTORCYCLE EQUIPPED WITH AN ENCLOSED CAB.

14 (2) A PERSON 21 YEARS OF AGE OR OLDER WHO HAS BEEN  
15 LICENSED TO OPERATE A MOTORCYCLE FOR NOT LESS THAN TWO FULL  
16 CALENDAR YEARS.

17 (3) A PERSON 21 YEARS OF AGE OR OLDER WHO HAS COMPLETED  
18 A MOTORCYCLE RIDER SAFETY COURSE APPROVED BY THE DEPARTMENT  
19 OR THE MOTORCYCLE SAFETY FOUNDATION.

20 (4) THE PASSENGER OF A PERSON EXEMPT UNDER THIS  
21 SUBSECTION, IF THE PASSENGER IS 21 YEARS OF AGE OR OLDER.

22 (E) REPORT TO GENERAL ASSEMBLY.--ONE YEAR AFTER THE  
23 EFFECTIVE DATE OF THIS SECTION THE LEGISLATIVE BUDGET AND  
24 FINANCE COMMITTEE SHALL COMMENCE A STUDY TO DETERMINE:

25 (1) WHAT, IF ANY, INCREASED INJURIES AND FATALITIES MAY  
26 BE ATTRIBUTED TO THE EXCEPTIONS HEREUNDER PROVIDED;

27 (2) THE EXTENT TO WHICH PERSONS INCURRING SUCH INJURIES  
28 OR FATALITIES HAVE MAINTAINED INSURANCE COVERAGE FOR MEDICAL  
29 COSTS ASSOCIATED WITH SUCH INJURIES OR FATALITIES; AND

30 (3) THE RESULTING NEED, IF ANY, FOR THE IMPOSITION OF

1 MANDATES ON INSURERS TO PROVIDE AFFORDABLE MEDICAL INSURANCE  
2 COVERAGE FOR SUCH PERSONS FOR MEDICAL EXPENSES THAT MAY BE  
3 ATTRIBUTED TO THE EXCEPTIONS HEREUNDER PROVIDED AND ON SUCH  
4 PERSONS TO MAINTAIN COVERAGE TO THE EXTENT THAT IT IS  
5 AVAILABLE AND REASONABLY AFFORDABLE. THIS STUDY SHALL BE  
6 FILED WITH THE TRANSPORTATION COMMITTEE OF THE SENATE AND THE  
7 TRANSPORTATION COMMITTEE OF THE HOUSE OF REPRESENTATIVES  
8 WITHIN NINE MONTHS OF ITS COMMENCEMENT.

9 Section 2. (A) That section of Route 3013 in Westmoreland <—  
10 County, beginning on Interstate 70 and ending at the Donora-  
11 Monessen Bridge, is hereby designated and shall be known as the  
12 C. Vance DeiCas Memorial Highway.

13 ~~Section 2.~~ (B) The Department of Transportation shall erect <—  
14 and maintain road signs, which shall display the name of C.  
15 Vance DeiCas Memorial Highway, at the beginning and the end of  
16 the section of the highway designated ~~in section 1.~~ <—

17 Section 3. This act shall take effect in 60 days.