

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

## HOUSE BILL

No. 369 Session of  
1991

INTRODUCED BY VEON, DeWEESE, CIVERA, GIGLIOTTI, WOZNIAK, NOYE,  
S. H. SMITH, DEMPSEY, PERZEL, LESCOVITZ, PRESTON, LEE,  
ROBINSON, BUNT, E. Z. TAYLOR, KRUSZEWSKI, KENNEY, SURRA,  
BILLOW, RITTER, KOSINSKI, HASAY, D. R. WRIGHT, KUKOVICH,  
GODSHALL, FLEAGLE, BISHOP, TELEK AND HANNA, FEBRUARY 11, 1991

AS AMENDED ON THIRD CONSIDERATION, HOUSE OF REPRESENTATIVES,  
JUNE 4, 1991

## AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated  
2 Statutes, exempting certain persons from the requirement that  
3 motorcycle riders wear protective headgear.

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.--Except as provided in  
15 subsection (d), no person shall operate or ride upon a  
16 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.--] Exceptions.--

11 (1) The provisions of subsections (a) and (b) shall not  
12 apply to the operator or any occupant of a three-wheeled  
13 motorcycle equipped with an enclosed cab.

14 (2) The provisions of subsection (a) shall not apply to  
15 persons 21 years of age or older who possess a valid driver's  
16 license.

17 (3) THE PROVISIONS OF SUBSECTION (A) SHALL NOT APPLY TO <—  
18 A PERSON OPERATING A MOTORCYCLE OR MOTOR-DRIVEN CYCLE IF THE  
19 PERSON:

20 (I) IS 21 YEARS OF AGE OR OLDER; AND

21 (II) HAS, AND HAS HAD FOR AT LEAST TWO YEARS, A  
22 CLASS M LICENSE.

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