

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 259 Session of
2003

INTRODUCED BY WOZNIAK, MADIGAN, SCARNATI, MELLOW, TARTAGLIONE,
LAVALLE, BOSCOLA, D. WHITE, PUNT, KITCHEN, CORMAN, ROBBINS,
MUSTO, WENGER, KUKOVICH, FUMO, ERICKSON, PILEGGI AND FERLO,
FEBRUARY 10, 2003

REFERRED TO TRANSPORTATION, FEBRUARY 10, 2003

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.--[Except as provided in
15 subsection (d), no] No person shall operate or ride upon a
16 motorcycle (other than a motorized pedalcycle or a three-wheeled
17 motorcycle equipped with an enclosed cab) unless he is wearing

1 an eye-protective device of a type approved by the 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 [subsections (a) and (b)]
10 subsection (a) 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.