

By Senators Ostalkiewicz, Clary, Horne and Bronson

12-139-98

See HB

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A bill to be entitled  
An act relating to motorcycle riders; amending  
s. 316.211, F.S.; exempting persons of a  
specified age from certain safety equipment  
requirements; requiring insurance coverage  
under certain conditions; providing an  
effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Subsection (3) of section 316.211, Florida  
Statutes, is amended to read:

316.211 Equipment for motorcycle and moped riders.--  
(3) This section shall not apply to persons riding  
within an enclosed cab or to any person 16 years of age or  
older who is operating or riding upon a motorcycle powered by  
a motor with a displacement of 50 cubic centimeters or less or  
is rated not in excess of 2 brake horsepower and which is not  
capable of propelling such motorcycle at a speed greater than  
30 miles per hour on level ground, or to persons over the age  
of 21 years. In order to ride a motorcycle without wearing  
protective headgear, a person over the age of 21 must obtain  
bodily injury liability in the minimum amount of \$20,000 per  
person, \$40,000 per accident, and medical payment coverage for  
the driver and all passengers of at least \$10,000 for the  
driver and each person. The operator of the motorcycle must  
have proof of insurance on his or her person in order to  
operate the motorcycle and must provide proof of insurance  
upon demand by any law enforcement officer.

Section 2. This act shall take effect July 1, 1998.

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SENATE SUMMARY

Exempts motorcycle riders over 21 years of age from protective headgear and eye-protective device requirements. Requires such persons to maintain certain insurance coverage and to present proof of such coverage upon demand by a law enforcement officer.