

dhs-21 Bill No. CS for CS for SB 1270, 2nd Eng.
Amendment No. ____ (for drafter's use only)

1 (3) This section does ~~shall~~ not apply to persons
2 riding within an enclosed cab or to any person 16 years of age
3 or older who is operating or riding upon a motorcycle powered
4 by a motor with a displacement of 50 cubic centimeters or less
5 or is rated not in excess of 2 brake horsepower and which is
6 not capable of propelling such motorcycle at a speed greater
7 than 30 miles per hour on level ground.

8 (4) A ~~No~~ person under 16 years of age may not ~~shall~~
9 operate or ride upon a moped unless the person is properly
10 wearing protective headgear securely fastened upon his or her
11 head which complies with Federal Motorcycle Vehicle Safety
12 Standard 218 promulgated by the United States Department of
13 Transportation standards established by the department.

14 (5) The department shall make available a list of
15 protective headgear approved in this section, and the list
16 shall be provided on request. ~~The department is authorized to~~
17 ~~approve protective headgear made to specifications drawn and~~
18 ~~devised by, or approved by, the American National Standards~~
19 ~~Institute, the United States Department of Transportation, the~~
20 ~~United States Consumer Products Safety Commission, the United~~
21 ~~States Department of Defense, or any other entity which can~~
22 ~~provide equally effective equipment specifications. The~~
23 ~~department shall publish lists of protective equipment, and~~
24 ~~such lists shall be made available by request to all users of~~
25 ~~such equipment.~~

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