

§2083. Protective headgear

1. Requirement. The following persons must wear protective headgear:

- A. If under 18 years of age, a passenger on a motorcycle or moped or in an attached side car; [PL 2017, c. 51, §1 (AMD).]
- B. If under 18 years of age, an operator of a motorcycle or moped; [PL 2017, c. 51, §2 (AMD).]
- C. An operator of a motorcycle or moped, operating under a learner's permit or within one year of successfully completing a driving test; and [PL 2017, c. 51, §3 (AMD).]
- D. A passenger of an operator required to wear headgear. [PL 1993, c. 683, Pt. A, §2 (NEW); PL 1993, c. 683, Pt. B, §5 (AFF).]

This subsection does not apply to the operation of an autocycle.
[PL 2019, c. 345, §8 (AMD).]

2. Compliance. An operator of a motorcycle or moped or a parent or guardian may not allow a passenger under the age of 18 years to ride in violation of this section.
[PL 2017, c. 51, §4 (AMD).]

3. Standard. Protective headgear must conform with minimum standards of construction and performance as prescribed by the American National Standards Institute specifications Z 90.1 or by the Federal Motor Vehicle Safety Standard No. 218.
[PL 1993, c. 683, Pt. A, §2 (NEW); PL 1993, c. 683, Pt. B, §5 (AFF).]

4. Public program. In furtherance of reasonable protective public policy, the Department of Public Safety, Bureau of Highway Safety must develop and implement a public information and education program designed to encourage helmet utilization by all motorcycle and moped riders.
[PL 2005, c. 577, §33 (AMD).]

5. Violation. Violation of this section is a traffic infraction.
[PL 1993, c. 683, Pt. A, §2 (NEW); PL 1993, c. 683, Pt. B, §5 (AFF).]

SECTION HISTORY

PL 1993, c. 683, §A2 (NEW). PL 1993, c. 683, §B5 (AFF). PL 2005, c. 577, §33 (AMD). PL 2009, c. 50, §§1-3 (AMD). PL 2009, c. 55, §4 (AMD). PL 2009, c. 652, Pt. C, §5 (AMD). PL 2017, c. 51, §§1-4 (AMD). PL 2019, c. 345, §8 (AMD).

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