

By: Nettles

To: Transportation

HOUSE BILL NO. 122

1 AN ACT TO AMEND SECTION 63-7-64, MISSISSIPPI CODE OF 1972, TO  
 2 PROVIDE THAT THE PROHIBITION AGAINST A PERSON OPERATING A  
 3 MOTORCYCLE OR MOTOR SCOOTER UPON THE PUBLIC ROADS OR HIGHWAYS OF  
 4 THIS STATE WITHOUT WEARING AN APPROVED CRASH HELMET IS APPLICABLE  
 5 ONLY TO PERSONS UNDER TWENTY-ONE YEARS OF AGE; TO PROVIDE THAT  
 6 PERSONS WHO ARE UNDER TWENTY-ONE YEARS OF AGE BUT WHO ARE AT LEAST  
 7 EIGHTEEN YEARS OF AGE ARE NOT SUBJECT TO THE REQUIREMENTS FOR  
 8 WEARING A CRASH HELMET IF SUCH PERSONS MEET CERTAIN CONDITIONS  
 9 RELATING TO TRAINING AND MOTORCYCLE RIDING EXPERIENCE; AND FOR  
 10 RELATED PURPOSES.

11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

12 SECTION 1. Section 63-7-64, Mississippi Code of 1972, is  
 13 amended as follows:

14 63-7-64. (1) Except as provided in subsection (2) of this  
 15 section, no person under twenty-one (21) years of age may operate  
 16 or ride upon any motorcycle or motor scooter upon the public roads  
 17 or highways of this state unless such person is wearing on his or  
 18 her head a crash helmet of the type and design inspected and  
 19 approved by the American Association of Motor Vehicle  
 20 Administrators. Violation of this section shall be deemed a  
 21 violation of the traffic regulations and rules of the road and  
 22 punishable as provided by Section 63-9-11.

23 (2) A person who is under twenty-one (21) years of age but  
 24 who is at least eighteen (18) years of age is not subject to the  
 25 provisions of subsection (1) of this section if such person

26 possesses a certificate from the Motorcycle Safety Foundation  
27 evidencing completion of a rider's safety course and two (2) years  
28 of motorcycle riding experience.

29 SECTION 2. This act shall take effect and be in force from  
30 and after July 1, 2000.