

By: Representative Nicholson

To: Transportation

COMMITTEE SUBSTITUTE  
FOR  
HOUSE BILL NO. 500

1 AN ACT TO AMEND SECTION 63-7-64, MISSISSIPPI CODE OF 1972, TO  
2 PROVIDE THAT A PERSON WHO IS AT LEAST TWENTY-ONE YEARS OF AGE IS  
3 NOT REQUIRED TO WEAR A CRASH HELMET WHEN OPERATING OR RIDING A  
4 MOTORCYCLE OR MOTOR SCOOTER IF SUCH PERSON IS COVERED BY A HEALTH  
5 INSURANCE PLAN; AND FOR RELATED PURPOSES.

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

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

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

18 (2) A person who is a least twenty-one (21) years of age is  
19 not subject to the provisions of subsection (1) of this section if  
20 such person, while operating or riding upon a motorcycle or motor  
21 scooter upon a public road or highway of this state, is covered by  
22 a health insurance plan providing the person with at least Ten  
23 Thousand Dollars (\$10,000.00) in medical benefits for injuries  
24 incurred as a result of an accident while operating or riding on a  
25 motorcycle or motor scooter and furnishes proof of such health  
26 insurance plan to a law enforcement officer upon request of the  
27 officer.



28       (3) For purposes of subsection (2) of this section, "health  
29 insurance plan" means an individual, group, blanket or franchise  
30 insurance policy, insurance agreement, evidence of coverage, group  
31 hospital services contract, health maintenance organization  
32 membership or employee benefit plan that provides benefits for  
33 health care services or for medical or surgical expenses incurred  
34 as a result of an accident.

35       **SECTION 2.** This act shall take effect and be in force from  
36 and after July 1, 2002.

