

LEGISLATURE OF NEBRASKA  
ONE HUNDRED FIFTH LEGISLATURE  
FIRST SESSION

**LEGISLATIVE BILL 368**

Introduced by Lowe, 37.

Read first time January 13, 2017

Committee: Transportation and Telecommunications

- 1 A BILL FOR AN ACT relating to motorcycles and mopeds; to amend section
- 2 60-6,279, Reissue Revised Statutes of Nebraska; to change helmet
- 3 provisions and passenger age limits; to require eye protection; and
- 4 to repeal the original section.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 60-6,279, Reissue Revised Statutes of Nebraska,  
2 is amended to read:

3 60-6,279 (1) A person shall not operate a motorcycle or moped on  
4 any highway in this state unless such person is wearing eye protection.

5 (2)(a) Except as otherwise provided in subsections (3) and (4) of  
6 this section, a A person shall not operate or be a passenger on a  
7 motorcycle or moped on any highway in this state unless such person is  
8 wearing a protective helmet of the type and design manufactured for use  
9 by operators of such vehicles and unless such helmet is secured properly  
10 on his or her head with a chin strap while the vehicle is in motion. All  
11 such protective helmets shall be designed to reduce injuries to the user  
12 resulting from head impacts and shall be designed to protect the user by  
13 remaining on the user's head, deflecting blows, resisting penetration,  
14 and spreading the force of impact. Each such helmet shall consist of  
15 lining, padding, and chin strap and shall meet or exceed the standards  
16 established in the United States Department of Transportation's Federal  
17 Motor Vehicle Safety Standard No. 218, 49 C.F.R. 571.218, for motorcycle  
18 helmets.

19 (b) A person shall not be a passenger on a motorcycle or moped on  
20 any highway in this state unless such person is at least six years of  
21 age.

22 (3) A person who is at least twenty-one years of age is exempt from  
23 subdivision (2)(a) of this section.

24 (4) For purposes of this section, eye protection means glasses that  
25 cover the orbital region of a person's face, a protective face shield  
26 attached to a protective helmet, goggles, or a windshield on the  
27 motorcycle or moped that protects the operator's and passenger's  
28 horizontal line of vision in all operating positions.

29 Sec. 2. Original section 60-6,279, Reissue Revised Statutes of  
30 Nebraska, is repealed.