

2 **SSB 5264** - S AMD - 023
3 By Senators Hargrove and Benton

4 RULED OUTSIDE S/O 3/5/99

5 On page 5, after line 20, insert the following:

6 "Sec. 7. RCW 46.37.530 and 1997 c 328 s 4 are each amended to read
7 as follows:

8 (1) It is unlawful:

9 (a) For any person to operate a motorcycle or motor-driven cycle
10 not equipped with mirrors on the left and right sides of the motorcycle
11 which shall be so located as to give the driver a complete view of the
12 highway for a distance of at least two hundred feet to the rear of the
13 motorcycle or motor-driven cycle: PROVIDED, That mirrors shall not be
14 required on any motorcycle or motor-driven cycle over twenty-five years
15 old originally manufactured without mirrors and which has been restored
16 to its original condition and which is being ridden to or from or
17 otherwise in conjunction with an antique or classic motorcycle contest,
18 show, or other such assemblage: PROVIDED FURTHER, That no mirror is
19 required on any motorcycle manufactured prior to January 1, 1931;

20 (b) For any person to operate a motorcycle or motor-driven cycle
21 which does not have a windshield unless wearing glasses, goggles, or a
22 face shield of a type conforming to rules adopted by the state patrol;

23 (c) For any person under the age of twenty-one years to operate or
24 ride upon a motorcycle, motor-driven cycle, or moped on a state
25 highway, county road, or city street unless wearing upon his or her
26 head a protective helmet of a type conforming to rules adopted by the
27 state patrol except when the vehicle is an antique motor-driven cycle
28 or automobile that is licensed as a motorcycle or when the vehicle is
29 equipped with seat belts and roll bars approved by the state patrol.
30 The helmet must be equipped with either a neck or chin strap which
31 shall be fastened securely while the motorcycle or motor-driven cycle
32 is in motion. Persons operating electric-assisted bicycles shall
33 comply with all laws and regulations related to the use of bicycle
34 helmets;

35 (d) For any person to transport a child under the age of five on a
36 motorcycle or motor-driven cycle;

1 (e) For any person to sell or offer for sale a motorcycle helmet
2 which does not meet the requirements established by the state patrol.

3 (2) The state patrol is hereby authorized and empowered to adopt
4 and amend rules, pursuant to the Administrative Procedure Act,
5 concerning the standards and procedures for conformance of rules
6 adopted for glasses, goggles, face shields, and protective helmets.

7 **Sec. 8.** RCW 46.37.535 and 1990 c 270 s 8 are each amended to read
8 as follows:

9 It is unlawful for any person to rent out motorcycles, motor-driven
10 cycles, or mopeds unless the person also has on hand for rent helmets
11 of a type conforming to rules adopted by the state patrol.

12 It shall be unlawful for any person under the age of twenty-one
13 years to rent a motorcycle, motor-driven cycle, or moped unless the
14 person has in his or her possession a helmet of a type approved by the
15 state patrol, regardless of from whom the helmet is obtained."

16 Renumber the next section consecutively and correct any internal
17 references accordingly.

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21 In line 3 of the title, after "46.20.515," strike "and" and after
22 "46.30.020" insert ", 46.37.530, and 46.37.535"

EFFECT: It will not be unlawful to operate a motorcycle without a
helmet unless the operator is under the age of 21.

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