

1 212332-2 : n : 04/07/2021 : PS & HS / te

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3 PUBLIC SAFETY AND HOMELAND SECURITY AMENDMENT TO HB489

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8 On page 1, delete line 20 and insert in lieu thereof
9 the following:

10 requirements of autocycles; and to amend Section
11 32-5A-245, Code of Alabama 1975, to exempt autocycles from
12 certain equipment requirements.

13 On page 2, after line 25, insert the following and
14 renumber the remaining section accordingly:

15 Section 2. Section 32-5A-245, Code of Alabama 1975,
16 is amended to read as follows:

17 "§32-5A-245.

18 "(a) No person shall operate or ride upon a
19 motorcycle or motor-driven cycle unless he or she is wearing
20 protective headgear which complies with standards established
21 by Section 32-12-41.

22 "(b) No person shall operate or ride upon a
23 motorcycle or motor-driven cycle unless he or she is wearing
24 shoes.

25 "(c) (1) This section shall not apply to persons
26 riding within an enclosed cab.

1 "(2) This section shall not apply to the operator of
2 an autocycle, as defined under Section 32-6A-1.

3 "(d) The Director of Public Safety is hereby
4 authorized to approve or disapprove protective headgear, and
5 to issue and enforce regulations establishing standards and
6 specifications for the approval thereof. The Director of
7 Public Safety shall publish lists of all protective headgear
8 which have been approved by him or her.

9 "(e) No person shall knowingly permit or allow any
10 juvenile for whom he or she is a parent or guardian to operate
11 or ride upon a motorcycle or motor-driven cycle while not
12 wearing a protective helmet of the kind authorized by Section
13 32-12-41.

14 "(f) No person shall knowingly permit or allow any
15 juvenile for whom he or she is a parent or guardian to operate
16 or ride upon a motorcycle or motor-driven cycle while not
17 wearing shoes.

18 "(g) No manufacturer, retailer, or other person
19 shall sell or offer for sale motorcycle helmets that fail to
20 comply with the standards established by the Director of
21 Public Safety pursuant to this section."
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23 On page 3, lines 1 and 2, delete "on the first day
24 of the third month" and insert in lieu thereof the following:
25 immediately