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HOUSE BILL NO. 781

INTRODUCED BY S. ESSMANN, Z. WIRTH, N. DURAM

A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING THAT HELMET REQUIREMENTS DO NOT APPLY TO AUTOCYCLES; AND AMENDING SECTION 61-9-417, MCA."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 61-9-417, MCA, is amended to read:

"61-9-417. Headgear required for minor motorcycle riders. (1) ~~An~~ (a) Except as provided in subsection (1)(b), an operator and passenger under 18 years of age of a motorcycle or quadricycle operated ~~upon-on~~ the streets or highways of this state shall wear protective headgear ~~upon-on~~ the head. The headgear must meet standards established by the department of justice.

(b) This section does not apply to an operator and passenger of an autocyycle as defined in 61-1-101.

(2) A person may not operate a motorcycle ~~upon-on~~ a highway in the state unless all passengers under 18 years of age are in compliance with subsection (1)."

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