

House Engrossed

motorcycle helmets; minors; citations

State of Arizona
House of Representatives
Fifty-sixth Legislature
Second Regular Session
2024

HOUSE BILL 2750

AN ACT

AMENDING SECTION 28-964, ARIZONA REVISED STATUTES; RELATING TO VEHICLE
EQUIPMENT.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Section 28-964, Arizona Revised Statutes, is amended to
3 read:
4 28-964. Motorcycles; all-terrain vehicles; motor driven
5 cycles; equipment; exception; citations
6 A. An operator or passenger of a motorcycle, all-terrain vehicle or motor
7 driven cycle who is under eighteen years of age shall wear at all times a
8 protective helmet on the operator's or passenger's head in an appropriate
9 manner. A LAW ENFORCEMENT OFFICER MAY ISSUE A CITATION FOR A VIOLATION OF
10 THIS SUBSECTION ONLY TO AN OPERATOR OR PASSENGER WHO IS SIXTEEN OR
11 SEVENTEEN YEARS OF AGE. The protective helmet shall be safely secured
12 while the operator or passenger is operating or riding on the motorcycle,
13 all-terrain vehicle or motor driven cycle. An operator of a motorcycle,
14 all-terrain vehicle or motor driven cycle shall wear at all times
15 protective glasses, goggles or a transparent face shield of a type
16 approved by the director unless the motorcycle, all-terrain vehicle or
17 motor driven cycle is equipped with a protective windshield. This
18 subsection does not apply to ANY OF THE FOLLOWING:
19 1. Electrically powered three wheeled vehicles or three wheeled
20 vehicles on which the operator and passenger ride within an enclosed cab.
21 2. A MOTORCYCLE, ALL-TERRAIN VEHICLE OR MOTOR DRIVEN CYCLE THAT IS
22 A FARM OR AGRICULTURAL VEHICLE IF THE OPERATOR OR PASSENGER IS ENGAGED IN
23 AGRICULTURAL WORK.
24 3. AN ALL-TERRAIN VEHICLE AS DEFINED IN SECTION 28-101, PARAGRAPH
25 3, SUBDIVISION (b).
26 B. A motorcycle, all-terrain vehicle and motor driven cycle shall
27 be equipped with a rearview mirror, seat and footrests for the operator.
28 A motorcycle, all-terrain vehicle or motor driven cycle operated with a
29 passenger shall be equipped with a seat and footrests for the passenger.
30 C. AN OPERATOR OF A MOTORCYCLE, ALL-TERRAIN VEHICLE OR MOTOR DRIVEN
31 CYCLE WHO IS AT LEAST SIXTEEN YEARS OF AGE MAY BE ISSUED A CITATION IF
32 EITHER OF THE FOLLOWING OCCURS:
33 1. A PASSENGER OF THE MOTORCYCLE, ALL-TERRAIN VEHICLE OR MOTOR
34 DRIVEN CYCLE IS UNDER SIXTEEN YEARS OF AGE AND IS NOT WEARING A PROTECTIVE
35 HELMET AS PRESCRIBED IN SUBSECTION A OF THIS SECTION.
36 2. THE OPERATOR OR PASSENGER OF A MOTORCYCLE, ALL-TERRAIN VEHICLE
37 OR MOTOR DRIVEN CYCLE IS UNDER SIXTEEN YEARS OF AGE AND IS BOTH:
38 (a) NOT WEARING A PROTECTIVE HELMET AS PRESCRIBED IN SUBSECTION A
39 OF THIS SECTION.
40 (b) IN THE SAME GROUP OR PARTY AS THE OPERATOR OF THE INITIAL
41 MOTORCYCLE, ALL-TERRAIN VEHICLE OR MOTOR DRIVEN CYCLE WHO IS AT LEAST
42 SIXTEEN YEARS OF AGE.