

REFERENCE TITLE: motorcycle helmets; minors; citations

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

HB 2750

Introduced by
Representative Nguyen

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
7 motor driven cycle who is under eighteen years of age shall wear at all
8 times a protective helmet on the operator's or passenger's head in an
9 appropriate manner. A LAW ENFORCEMENT OFFICER MAY ISSUE A CITATION FOR A
10 VIOLATION OF THIS SUBSECTION ONLY TO AN OPERATOR OR PASSENGER WHO IS
11 SIXTEEN OR SEVENTEEN YEARS OF AGE. The protective helmet shall be safely
12 secured while the operator or passenger is operating or riding on the
13 motorcycle, all-terrain vehicle or motor driven cycle. An operator of a
14 motorcycle, all-terrain vehicle or motor driven cycle shall wear at all
15 times 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 electrically powered three wheeled vehicles
19 or three wheeled vehicles on which the operator and passenger ride within
20 an enclosed cab.

21 B. A motorcycle, all-terrain vehicle and motor driven cycle shall
22 be equipped with a rearview mirror, seat and footrests for the operator.
23 A motorcycle, all-terrain vehicle or motor driven cycle operated with a
24 passenger shall be equipped with a seat and footrests for the passenger.

25 C. AN OPERATOR OF A MOTORCYCLE, ALL-TERRAIN VEHICLE OR MOTOR DRIVEN
26 CYCLE WHO IS AT LEAST SIXTEEN YEARS OF AGE MAY BE ISSUED A CITATION IF
27 EITHER OF THE FOLLOWING OCCURS:

28 1. A PASSENGER OF THE MOTORCYCLE, ALL-TERRAIN VEHICLE OR MOTOR
29 DRIVEN CYCLE IS UNDER SIXTEEN YEARS OF AGE AND IS NOT WEARING A PROTECTIVE
30 HELMET AS PRESCRIBED IN SUBSECTION A OF THIS SECTION.

31 2. THE OPERATOR OR PASSENGER OF A MOTORCYCLE, ALL-TERRAIN VEHICLE
32 OR MOTOR DRIVEN CYCLE IS UNDER SIXTEEN YEARS OF AGE AND IS BOTH:

33 (a) NOT WEARING A PROTECTIVE HELMET AS PRESCRIBED IN SUBSECTION A
34 OF THIS SECTION.

35 (b) IN THE SAME GROUP OR PARTY AS THE OPERATOR OF THE INITIAL
36 MOTORCYCLE, ALL-TERRAIN VEHICLE OR MOTOR DRIVEN CYCLE WHO IS AT LEAST
37 SIXTEEN YEARS OF AGE.