**GENERAL ASSEMBLY OF NORTH CAROLINA**
**SESSION 2009**

**H** **D**

**HOUSE DRH70264-MA-368 (03/26)**

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|---|---|---|
| Short Title: | Motorcycles-No Passengers Under Age 16. | (Public) |
| Sponsors: | Representative Braxton (By Request). | |
| Referred to: | | |

A BILL TO BE ENTITLED

AN ACT TO PROHIBIT THE OPERATION OF MOTORCYCLES WITH PASSENGERS UNDER AGE SIXTEEN.

The General Assembly of North Carolina enacts:

**SECTION 1.** G.S. 20-140.4(a) reads as rewritten:

"(a) No person shall operate a motorcycle or moped upon a highway or public vehicular area:

(1) When the number of persons upon such motorcycle or moped, including the operator, shall exceed the number of persons which it was designed to carry.

(2) Unless the operator and all passengers thereon wear on their heads, with a retention strap properly secured, safety helmets of a type that complies with Federal Motor Vehicle Safety Standard (FMVSS) 218.

(3) With a passenger who is under the age of 16 years."

**SECTION 2.** This act becomes effective October 1, 2009, and applies to offenses committed on or after that date.