

**HOUSE BILL NO. 325**

**IN THE LEGISLATURE OF THE STATE OF ALASKA**

**EIGHTEENTH LEGISLATURE - SECOND SESSION**

**BY REPRESENTATIVE BRICE**

**Introduced: 1/10/94**

**Referred: Labor & Commerce, State Affairs**

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act relating to motorcycle safety and to use of helmets by operators of  
2 motorcycles."

3 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 \* Section 1. POLICY. It is the policy of the state that the state highway safety program  
5 include a motorcycle safety program.

6 \* Sec. 2. AS 28.35.245 is repealed and reenacted to read:

7           Sec. 28.35.245. MOTORCYCLE HELMET. (a) A motorcycle helmet may not  
8 be manufactured or sold in the state unless the helmet conforms to standards  
9 established by regulation by the commissioner of public safety. The regulations must  
10 provide for helmets that allow normal peripheral vision and hearing and minimize neck  
11 injuries to the wearer potentially caused by the helmet. The regulations shall be  
12 adopted under the provisions of AS 44.62 (Administrative Procedure Act).

13           (b) A person who is 18 years of age or older may not be required to wear a  
14 helmet while operating a motorcycle if the person is the holder of a license or

1 endorsement to operate a motorcycle.

2 \* Sec. 3. AS 44.42.020(a) is amended by adding a new paragraph to read:

3 (16) establish and implement a motorcycle safety program as a part of  
4 the state highway safety program.