
SENATE BILL 5256

State of Washington

55th Legislature

1997 Regular Session

By Senators Roach, Heavey, Hochstatter, Schow, Finkbeiner, Zarelli, Prince, Wood, Stevens, Horn, Hargrove, Morton, Newhouse, Sellar, Benton, Hale, Strannigan and Johnson

Read first time 01/21/97. Referred to Committee on Law & Justice.

1 AN ACT Relating to motorcycle equipment; and amending RCW 46.37.530
2 and 46.37.535.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 46.37.530 and 1990 c 270 s 7 are each amended to read
5 as follows:

6 ~~((1))~~ It is unlawful:

7 ~~((a))~~ (1) For any person to operate a motorcycle or motor-driven
8 cycle not equipped with mirrors on the left and right sides of the
9 motorcycle which shall be so located as to give the driver a complete
10 view of the highway for a distance of at least two hundred feet to the
11 rear of the motorcycle or motor-driven cycle: PROVIDED, That mirrors
12 shall not be required on any motorcycle or motor-driven cycle over
13 twenty-five years old originally manufactured without mirrors and which
14 has been restored to its original condition ~~((and which is being ridden
15 to or from or otherwise in conjunction with an antique or classic
16 motorcycle contest, show, or other such assemblage: PROVIDED FURTHER,
17 That))~~. No mirror is required on any motorcycle manufactured prior to
18 January 1, 1931;

1 ~~((b))~~ (2) For any person to operate a motorcycle or motor-driven
2 cycle which does not have a windshield unless wearing glasses, goggles,
3 or a face shield ~~((of a type conforming to rules adopted by the state
4 patrol))~~;

5 ~~((c))~~(3) For any person under the age of twenty-one years to
6 operate or ride upon a motorcycle, motor-driven cycle, or moped on a
7 state highway, county road, or city street unless wearing upon his or
8 her head a commercially manufactured protective motorcycle helmet ~~((of
9 a type conforming to rules adopted by the state patrol))~~ except when
10 the vehicle is an antique motor-driven cycle at least twenty-five years
11 old, or an automobile that is licensed as a motorcycle, or ~~((when the))~~
12 a vehicle ~~((is))~~ equipped with seat belts and roll bars ~~((approved by
13 the state patrol))~~. The motorcycle helmet must be equipped with either
14 a neck or chin strap which shall be fastened securely while the
15 motorcycle or motor-driven cycle is in motion;

16 ~~((d))~~ (4) For any person to transport a child under the age of
17 five on a motorcycle or motor-driven cycle((;

18 ~~(e) For any person to sell or offer for sale a motorcycle helmet
19 which does not meet the requirements established by the state patrol.~~

20 ~~(2) The state patrol is hereby authorized and empowered to adopt
21 and amend rules, pursuant to the administrative procedure act,
22 concerning the standards and procedures for conformance of rules
23 adopted for glasses, goggles, face shields, and protective helmets))~~.

24 **Sec. 2.** RCW 46.37.535 and 1990 c 270 s 8 are each amended to read
25 as follows:

26 It is unlawful for any person to rent out motorcycles, motor-driven
27 cycles, or mopeds unless the person also has commercially manufactured
28 motorcycle helmets on hand for rent ~~((helmets of a type conforming to
29 rules adopted by the state patrol))~~.

30 It shall be unlawful for any person to rent a motorcycle, motor-
31 driven cycle, or moped unless the person has in his or her possession
32 a commercially manufactured motorcycle helmet ~~((of a type approved by
33 the state patrol, regardless of from whom the helmet is obtained))~~.

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