

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005**

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HOUSE BILL 39

Short Title: Motorcycles-No Passengers Under Age 10. (Public)

Sponsors: Representatives Cole; Adams, Brown, Church, Coates, Insko, Jones, Lucas, and Rapp.

Referred to: Transportation.

February 3, 2005

A BILL TO BE ENTITLED
AN ACT TO PROHIBIT THE OPERATION OF MOTORCYCLES WITH
PASSENGERS UNDER THE AGE OF TEN.

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 safety helmets of a type approved by the Commissioner of Motor Vehicles.

(3) With a passenger who is under the age of 10 years."

SECTION 2. This act is effective when it becomes law.