

ONE HUNDRED EIGHTH LEGISLATURE - SECOND SESSION - 2024
COMMITTEE STATEMENT
LB1004

Hearing Date: Monday January 22, 2024
Committee On: Transportation and Telecommunications
Introducer: Hansen
One Liner: Change motorcycle, moped, and autocycle helmet provisions

Roll Call Vote - Final Committee Action:
Advanced to General File with amendment(s)

Vote Results:

Aye:	5	Senators Bosn, Brandt, DeBoer, DeKay, Fredrickson
Nay:	3	Senators Bostelman, Cavanaugh, M., Moser
Absent:		
Present Not Voting:		

Testimony:

Proponents:

Senator Ben Hansen
Todd Miller

Representing:

Opening Presenter
American Bikers Aiming Towards Education of
Nebraska, Inc

Opponents:

Curtis Olson
Sam Colwell
Tiffany Armstrong

Representing:

Nebraska Emergency Nurses Association
Nebraska Association of Trial Attorneys
Madonna Rehabilitation Hospitals

Neutral:

Representing:

* ADA Accommodation Written Testimony

Summary of purpose and/or changes:

Section 1- Amends section 60-6,279- Protective Helmets; Eye Protection; When Required.

This section provides that any person operating or riding upon a motorcycle shall be required to wear an approved helmet except:

Persons at least 21 years of age, and

(a) a resident of Nebraska who have completed the basic motorcycle safety education course provided in the Motorcycle Safety Education Course; or

(b) a nonresident of the state who has completed an equivalent motorcycle safety education course.

LB 1004 proposes the following changes to the section:

1) For Nebraska residents who have received the Class M operator's license prior to May 1, 2024, in addition to the basic motorcycle safety education course prescribed by the Motorcycle Safety Education Act, proof also may be submitted that an individual has completed the Motorcycle Safety Foundation three-hour Basic eCourse;



- 2) nonresidents have no obligation to show proof of completion of a safety education course; and
3) all motorcycle passengers are required to wear an approved helmet, unless such passenger is riding upon a motorcycle operated by a resident who has completed the motorcycle safety education course or the Motorcycle Safety Foundation three-hour Basic eCourse.

Section 2- Amends 60-6,282- Motorcycle Helmets; Penalty; Violations

The section is amended by striking obsolete language and by making technical reference changes.

Explanation of amendments:

The Committee considered and adopted an amendment which accomplishes the following:

The Standing Committee Amendment replaces section 1 of the bill and makes the following changes:

Clarifies that individuals who have been issued a Class M license prior to May 1, 2024 may satisfy the safety education requirement by submitting proof of completion of the Motorcycle Safety Foundation three-hour Basic eCourse. Individuals issued the Class M license on or after May 1, 2024 must submit proof of completion of the basic motorcycle safety courses provided in the Motorcycle Safety Education Act.

Passengers on a motorcycle are subject to the helmet requirement unless they are 21 years of age or older and the person operating the motorcycle is an individual who is not required by this section to wear an approved motorcycle helmet.

Mike Moser, Chairperson

