

NOT GERMANE

1 Senators Brush of the 24th, Mullis of the 53rd and Crotts of the 17th offered the following
2 amendment:

3 Amend HB 182 by inserting on line 6 of page 1 immediately after the word and symbol
4 "devices;" the following:
5 "to provide that certain violations by motorcycle riders shall not be criminal acts, ordinance
6 violations, or moving traffic violations; to specify a penalty for certain violations;"

7 By redesignating Section 3, 4, and 5 as Sections 4, 5, and 6, respectively.

8 By inserting a new Section 3 to read as follows:

9 **"SECTION 3.**

10 Said title is further amended by adding a new subsection (e) at the end of Code Section
11 40-6-315, relating to headgear and eye-protective devices for motorcycle riders, to read as
12 follows:

13 '(e)(1) A person failing to comply with the requirements of this Code section shall not be
14 guilty of any criminal act and shall not be guilty of violating any ordinance. A violation
15 of this Code section shall not be a moving traffic violation for purposes of Code Section
16 40-5-57.

17 (2) A person failing to comply with the requirements of this Code section, upon
18 conviction of such offense, may be fined not more than \$15.00; but, the provisions of
19 Chapter 11 of Title 17 and any other provision of law to the contrary notwithstanding, the
20 costs of such prosecution shall not be taxed nor shall any additional penalty, fee, or
21 surcharge to a fine for such offense be assessed against a person for conviction thereof.
22 The court imposing such fine shall forward a record of the disposition of the case to the
23 Department of Public Safety."