

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND ELEVENTH LEGISLATURE

FIRST REGULAR SESSION
December 1, 1982 to June 24, 1983
Chapters 1-452

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH
IN ACCORDANCE WITH MAINE REVISED STATUTES
ANNOTATED, TITLE 3, SECTION 164, SUBSECTION 6.

J.S. McCarthy Co., Inc.
Augusta, Maine
1983

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION

and

FIRST SPECIAL SESSION

of the

ONE HUNDRED AND ELEVENTH LEGISLATURE

1983

CHAPTER 415

H.P. 836 - L.D. 1072

AN ACT to Require the Wearing of Protective Headgear by All Motorcycle and Motor Driven Cycle Riders.

Be it enacted by the People of the State of Maine as follows:

29 MRSA §1376, as enacted by PL 1979, c. 593, is amended to read:

§1376. Protective headgear for motorcycle riders and motor driven cycle riders

Every person under the age of 15 years who rides as a passenger on a motorcycle or motor driven cycle or in a sidecar attached to a motorcycle or motor driven cycle or who operates an off-road motorcycle or motor driven cycle shall wear protective headgear conforming with these minimum standards of construction and performance which the Secretary of State may prescribe.

No operator of a motorcycle or motor driven cycle nor parent nor guardian may allow a passenger under the age of 15 years to ride in violation of this section.

No operator of an off-road motorcycle or motor driven cycle under the age of 15 years may ride in violation of this section.

Every person who operates a motorcycle or motor driven cycle under the authority of a motorcycle or motor driven cycle learner's permit shall wear protective headgear.

Every person who operates a motorcycle or motor driven cycle for a period of one year following successful completion of the motorcycle or motor driven cycle driving test shall wear protective headgear.

Every person who rides as a passenger on a motorcycle or motor driven cycle or in a sidecar attached to a motorcycle or motor driven cycle which is operated by a driver within a period of one year following successful completion of the motorcycle or motor driven cycle driving test shall wear protective headgear. All protective headgear prescribed in this section shall conform with minimum standards of con-

struction and performance as prescribed by the American National Standards Institute specification Z 90.1 or by the Federal Motor Vehicle Safety Standard No. 218.

Violation of this section is a civil violation for which a forfeiture of \$25 for the first violation and \$50 for each subsequent violation shall be adjudged.

In furtherance of reasonable protective public policies, the Department of Public Safety, Bureau of Safety shall develop and implement a public information and education program designed to encourage helmet utilization by all motorcycle, motor driven cycle and moped riders.

The Bureau of Safety shall conduct a study to ascertain the nature and extent of any reduction in the number and rate of injury and death of riders relating to head injuries in motorcycle, motor driven cycle and moped accidents.

The Bureau of Safety shall prepare and submit a report to the 112th Legislature, no later than March 1, 1985, containing specific findings and conclusions regarding helmet usage, injuries, death and include any necessary implementing legislation.

Effective September 23, 1983.

CHAPTER 416

S.P. 153 - L.D. 555

AN ACT to Raise Per Diem Compensation
for Active Retired Justices and Judges.

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 4 MRSA §6-B, as enacted by PL 1979, c. 692, §1, is amended to read:

§6-B. Per diem compensation for Active Retired Justices of the Supreme Judicial Court

Any Active Retired Justice of the Supreme Judicial Court, who performs judicial service at the direction and assignment of the Chief Justice of the Supreme Judicial Court, shall be compensated for