

ASSEMBLY, No. 2344

STATE OF NEW JERSEY

219th LEGISLATURE

INTRODUCED FEBRUARY 3, 2020

Sponsored by:
Assemblyman PAUL D. MORIARTY
District 4 (Camden and Gloucester)

SYNOPSIS

Requires motorcycle passengers to be 10 years of age or older.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT concerning motorcycle passengers and amending P.L.1967,
2 c.237.

3
4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6
7 1. Section 4 of P.L.1967, c.237 (C.39:3-76.5) is amended to
8 read as follows:

9 4. a. A person operating a motorcycle shall ride only upon the
10 permanent and regular seat attached thereto, and such operator shall
11 not carry any other person nor shall any other person ride on a
12 motorcycle unless such motorcycle is designed to carry more than
13 one person, in which event a passenger may ride upon the
14 permanent and regular seat if designed for two persons, or upon
15 another seat firmly attached to the rear or side of the operator. A
16 passenger shall ride astride on a motorcycle only if the feet of that
17 passenger rest firmly upon the footrests attached to the motorcycle
18 as required by subsection b. of this section. A passenger on a
19 motorcycle, whether riding astride or in a sidecar attached to the
20 motorcycle, shall wear a securely fitted helmet of a size proper for
21 that passenger as required under section 6 of **[P.L.1967, c.237**
22 **(C.39:3-76.7)]** P.L.1967, c.237 (C.39:3-76.7). A passenger on a
23 motorcycle, whether riding astride or in a sidecar attached to the
24 motorcycle, shall be 10 years of age or older.

25 A motorcycle operator who carries a passenger in violation of
26 this subsection shall be fined not less than \$50.00 **[nor]** or more
27 than \$100.00.

28 b. Motorcycles designed to carry more than one person shall be
29 equipped with adequate footrests for each passenger. Seats and
30 footrests shall be of a type approved by the **[director]** chief
31 administrator. Handholds shall be required only insofar as they are
32 necessary to comply with federal regulations.

33 (cf: P.L.1985, c.15, s.1)
34

35 2. This act shall take effect immediately.
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37

38 STATEMENT

39
40 This bill requires a motorcycle passenger to be 10 years of age or
41 older. A motorcycle operator who transports a passenger in
42 violation of this bill is subject to a fine of not less than \$50 and not
43 more than \$100.

EXPLANATION – Matter enclosed in bold-faced brackets **[thus]** in the above bill is
not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.