

SCS SB 202 -- OPERATION OF A MOTORCYCLE

(Vetoed by the Governor)

This bill specifies that operating a motorcycle, in and of itself, will not be considered evidence of comparative negligence in any action to recover damages arising out of the ownership, common maintenance, or operation of a motor vehicle. When investigating an accident or settling a claim, no insurer, agent, producer, or claims adjuster can assign a percentage of fault to a party based upon the sole fact that the party was operating a motorcycle in an otherwise legal manner.

Any person 21 years of age or older is allowed to operate or ride as a passenger on any motorcycle or motortricycle without protective headgear upon any highway of the state except on an interstate highway.

The provisions regarding the motorcycle helmet exemption will expire August 28, 2014.