



## CHAPTER 4

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### ENFORCEMENT GUIDELINES - OTHER MODES OF TRANSPORTATION

1. PURPOSE. Laws relating to the operation of certain other modes of transportation require unique handling procedures when taking enforcement action. This chapter provides direction to officers contemplating enforcement action against the operators of these modes of transportation.

#### 2. MOTORCYCLE HELMET REQUIREMENTS.

##### a. Authority.

(1) Section 27803 of the Vehicle Code (VC) was enacted to help reduce injuries to passengers and operators of motorcycles, motor-driven cycles, and/or motorized bicycles (including mopeds). Section 27803 VC requires all operators and passengers of these vehicles to wear a motorcycle safety helmet, certified by the manufacturer at the time of sale to meet federal standards, while on a highway.

NOTE: Effective January 1, 1998, Section 27803(f) VC exempts a person operating or riding in a fully enclosed three-wheeled motor vehicle that is not less than seven feet in length and not less than four feet in width and has an unladen weight of 900 pounds or more, if the vehicle meets or exceeds all of the requirements of the VC, the Federal Motor Vehicle Safety Standards (FMVSS) for motorcycles, and the rules and regulations adopted by the United States Department of Transportation and the National Highway Traffic Safety Administration from the requirement to wear a safety helmet.

(2) A motorcycle safety helmet is any helmet certified by the manufacturer at the time of sale to meet FMVSS. The specific requirements are contained in FMVSS 218 (49 CFR, Part 571). This standard requires that each helmet be labeled permanently and legibly so that the label(s) can be read showing: