

HOUSE SUBSTITUTE FOR
SENATE BILL NO. 1121

A bill to amend 1949 PA 300, entitled
"Michigan vehicle code,"
by amending sections 21, 59, 73, and 658 (MCL 257.21, 257.59,
257.73, and 257.658), section 21 as amended by 1985 PA 32 and
section 658 as amended by 2012 PA 98.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 21. "Implement of husbandry" means a vehicle ~~which is~~
2 ~~either a farm tractor, a vehicle designed to be drawn by a farm~~
3 ~~tractor or an animal, a vehicle which directly harvests farm~~
4 ~~products, or a vehicle which directly applies fertilizer, spray, or~~
5 ~~seeds to a farm field.~~**OR TRAILER IN USE FOR THE EXCLUSIVE FUNCTION**
6 **OF SERVING AGRICULTURAL, HORTICULTURAL, OR LIVESTOCK OPERATIONS.**
7 **IMPLEMENT OF HUSBANDRY INCLUDES A FARM TRACTOR, SELF-PROPELLED**
8 **APPLICATION-TYPE VEHICLE, FARM WAGON, FARM TRAILER, A VEHICLE OR**

1 TRAILER ADAPTED FOR LIFTING OR CARRYING ANOTHER IMPLEMENT OF
2 HUSBANDRY, OR ANY SUBSTANTIALLY SIMILAR EQUIPMENT USED TO TRANSPORT
3 PRODUCTS NECESSARY FOR AGRICULTURAL PRODUCTION.

4 Sec. 59. "Semi-trailer" means every vehicle with or without
5 motive power, other than a pole-trailer, designed for carrying
6 persons or property and for being drawn by a motor vehicle and so
7 constructed that some part of its weight and that of its load rests
8 upon or is carried by another vehicle. **SEMI-TRAILER DOES NOT**
9 **INCLUDE ANY IMPLEMENT OF HUSBANDRY.**

10 Sec. 73. "Trailer" means every vehicle with or without motive
11 power, other than a pole-trailer, designed for carrying property or
12 persons and for being drawn by a motor vehicle and so constructed
13 that no part of its weight rests upon the towing vehicle. **TRAILER**
14 **DOES NOT INCLUDE ANY IMPLEMENT OF HUSBANDRY.**

15 Sec. 658. (1) A person propelling a bicycle or operating a
16 motorcycle or moped shall not ride other than upon and astride a
17 permanent and regular seat attached to that vehicle.

18 (2) A bicycle or motorcycle shall not be used to carry more
19 persons at 1 time than the number for which it is designed and
20 equipped.

21 (3) ~~A moped or an~~ **AN** electric personal assistive mobility
22 device shall not be used to carry more than 1 person at a time.

23 (4) A person less than 19 years of age operating a moped on a
24 public thoroughfare shall wear a crash helmet on his or her head.
25 Except as provided in subsection (5), a person operating or riding
26 on a motorcycle shall wear a crash helmet on his or her head.

27 (5) The following conditions apply to a person 21 years of age

1 or older operating or riding on a motorcycle, as applicable:

2 (a) A person who is operating a motorcycle is not required to
3 wear a crash helmet on his or her head if he or she has had a
4 motorcycle endorsement on his or her operator's or chauffeur's
5 license for not less than 2 years or the person passes a motorcycle
6 safety course conducted under section 811a or 811b and satisfies
7 the requirements of subdivision (c).

8 (b) A person who is riding on a motorcycle is not required to
9 wear a crash helmet on his or her head if the person or the
10 operator of the motorcycle satisfies the requirements of
11 subdivision (c).

12 (c) A person who is operating a motorcycle and a person who is
13 riding on a motorcycle are not required to wear crash helmets on
14 their heads if the operator of the motorcycle or the rider has in
15 effect security for the first-party medical benefits payable in the
16 event that he or she is involved in a motorcycle accident, as
17 provided in section 3103 of the insurance code of 1956, 1956 PA
18 218, MCL 500.3103, in 1 of the following amounts, as applicable:

19 (i) A motorcycle operator without a rider, not less than
20 \$20,000.00.

21 (ii) A motorcycle operator with a rider, not less than
22 \$20,000.00 per person per occurrence. However, if the rider has
23 security in an amount not less than \$20,000.00, then the operator
24 is only required to have security in the amount of not less than
25 \$20,000.00.

26 (6) Crash helmets shall be approved by the department of state
27 police. The department of state police shall promulgate rules for

1 the implementation of this section under the administrative
2 procedures act of 1969, 1969 PA 306, MCL 24.201 to 24.328. Rules in
3 effect on June 1, 1970, apply to helmets required by this act.

4 (7) The crash helmet requirements under this section do not
5 apply to a person operating or riding in an autocycle if the
6 vehicle is equipped with a roof that meets or exceeds standards for
7 a crash helmet.

8 (8) A person operating or riding in an autocycle shall wear
9 seat belts when on a public highway in this state.