

**SENATE, No. 1740**

**STATE OF NEW JERSEY**  
**221st LEGISLATURE**

PRE-FILED FOR INTRODUCTION IN THE 2024 SESSION

**Sponsored by:**

**Senator PAUL D. MORIARTY**

**District 4 (Atlantic, Camden and Gloucester)**

**SYNOPSIS**

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

**CURRENT VERSION OF TEXT**

Introduced Pending Technical Review by Legislative Counsel.



S1740 MORIARTY

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

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

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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)

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35 2. This act shall take effect immediately.

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STATEMENT

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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.