

Sponsors: **Rory Riddler, Larry Muench, Mark Brown, Bob Kneemiller, Michael Weller, Jerry Reese, Dottie Greer, John Gieseke, Joe Koester, Bob Hoepfner**

**An Ordinance Amending Chapter 76 of the Code of Ordinances by Adding a New Section to be Known as Section 76.04 Requiring the Use of Helmets and Amending Section 76.99 Regarding Penalties.**

Be it Ordained by the Council of the City of St. Charles, Missouri, as Follows:

**SECTION 1. Chapter 76 of the Code of Ordinances of the City of St. Charles, Missouri, is hereby amended by adding a new section 76.04 to read as follows:**

**§ 76.04 USE OF HELMETS.**

**(A) No person fifteen (15) years of age or younger shall ride a bicycle within the municipal boundaries of the city as an operator or passenger without properly wearing an approved bicycle helmet securely fastened by chin or neck strap.**

**(B) An approved bicycle helmet is headgear which meets or exceeds the impact standard for protective helmets set by the U.S. Consumer Products Safety Commission federal safety standards.**

**(C) No parent, custodian, or legal guardian of a person fifteen (15) years of age or younger shall allow that person to ride or be a passenger on a bicycle within the municipal boundaries of the city as set out in this ordinance without wearing an approved bicycle helmet. This is an offense of absolute liability.**

**SECTION 2. Section 76.99 of the Code of Ordinances of the City of St. Charles, Missouri, is hereby amended to read as follows:**

**§ 76.99 PENALTY.**

**(A) Any person who violates any provision of this chapter for which no other penalty is set forth shall be subject to the general penalty set forth in § 70.99.**

**(B) Every person convicted of a violation of any provision of the subchapter set forth in §§ 76.01 through 76.03 ~~4~~ shall be punished by a fine of not more than \$50.**

**(C) Any person who shall, upon conviction, be found guilty of violating § 76.16 shall be subject to a fine of not more than \$1,000 or to an imprisonment not to exceed one year, or both such fine and imprisonment.**

**NOTE: Underlined text is inserted or new section added. Struck through text is deleted.**

Bill No. 8932

**SECTION 3. This Ordinance shall be in full force and effect from and after the date of its passage and approval.**

**SECTION 4. It is the intention of the city council, and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Code of Ordinances of the City of St. Charles, Missouri, and the sections of this ordinance may be renumbered to accomplish such intention.**

\_\_\_\_\_  
Date Passed

\_\_\_\_\_  
Bob Kneemiller, Presiding Officer

\_\_\_\_\_  
Date Approved by Mayor

\_\_\_\_\_  
Patricia M. York, Mayor

Approved as to Form:

Attest:

\_\_\_\_\_  
Michael J. Valenti, City Attorney      Date

\_\_\_\_\_  
City Clerk