

# STATE OF NEW YORK

---

3073

2023-2024 Regular Sessions

## IN ASSEMBLY

February 2, 2023

---

Introduced by M. of A. PAULIN -- read once and referred to the Committee on Transportation

AN ACT to amend the vehicle and traffic law, in relation to requiring certain persons to wear a helmet when operating a class one or class two bicycle with electric assist

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Section 1238 of the vehicle and traffic law is amended by  
2 adding a new subdivision 5-d to read as follows:

3 5-d. No person sixteen or seventeen years of age shall ride upon,  
4 propel or otherwise operate a class one bicycle with electric assist or  
5 a class two bicycle with electric assist unless such person is wearing a  
6 helmet meeting standards established by the commissioner. For the  
7 purposes of this subdivision, wearing a helmet means having a properly  
8 fitting helmet fixed securely on the head of such wearer with the helmet  
9 straps securely fastened.

10 § 2. This act shall take effect immediately.

EXPLANATION--Matter in italics (underscored) is new; matter in brackets  
[-] is old law to be omitted.

LBD03090-01-3